

PROCEEDINGS OF THE COMMON COUNCIL
IN SPECIAL SESSION
SATURDAY, MARCH 31, 19 79

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council
Chambers Saturday ^{morning} ~~evening~~ March 31 A.D., 19 79, in
Special Session. President Winfield C. Moses, Jr. in the chair,
and Charles W. Westerman Clerk, at the desk, present the following
members _____ viz:

BURNS ✓, HINGA ✓, HUNTER ✓,
MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓,
VIVIAN SCHMIDT A, STIER ✓, TALARICO ✓,
ABSENT _____

COUNCILMAN _____, _____, _____,
_____, _____, _____,

The invocation was given by _____

Received report from the City Controller for the month of _____,
19 _____. Motion made and carried that report be made a matter of record and placed
on file.

The minutes of the last Regular _____, 19 _____,
_____, 19 _____,
Special _____, 19 _____,

Session having been delivered to the Council, were, on motion, approved and
published.



PRESIDENT OF THE COMMON COUNCIL

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Winfield C. Moses, Jr. -- Councilman Fifth District -- 323 Northeast Drive 46825

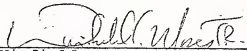
March 1, 1979

Mr. Charles W. Westerman
City Clerk of the City of Fort Wayne, Indiana
City-County Building
One North Main Street
Fort Wayne, IN 46802

RE: Ordinance No. S-79-02-19

Dear Mr. Clerk:

Please prepare and issue notice to all members of the Common Council of the City of Fort Wayne, Indiana advising them as to a special meeting of the Common Council of the City of Fort Wayne, Indiana to be held on March 31, 1979, at 10:00 o'clock EST. in the Common Council Chambers of the City of Fort Wayne, for the purpose of consideration of the final passage of said above numbered Ordinance.


Winfield C. Moses, Jr.
President of the Common Council
of the City of Fort Wayne, Indiana

CALL, CONSENT AND WAIVER OF NOTICE OF A SPECIAL
MEETING OF THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA, TO BE HELD
SATURDAY, MARCH 31, 1979 at 10:00 A.M.

We, the undersigned, being all of the members of the Common Council
of the City of Fort Wayne, Indiana do hereby call a special meeting of said Council
to be held on Saturday, March 31, 1979 at 10:00 o'clock A.M.,
E.S.T. and jointly and severally waive notice of the time, place and purpose of
said meeting and consent that same be held on the aforesaid date for the purpose
placing before Council Bill No. S-79-02-19 -- AN ORDINANCE fixing
the salaries and compensation of the elected City Officials of the City
of Fort Wayne, Indiana, for action and passage.

~~Thomas J. Delaney~~

John Nichols

Samuel J. Talarico

James Little

Michael C. Upm. Jr.

Vivian J. Schmidt

Paul W. Brown

William T. Angus

DATED THIS 6th day of March, 1979

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, MARCH 27, 1979

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening March 27, 1979, in Regular Session. Vice President James S. Stier in the chair, and Charles W. Westerman Clerk, at the desk, present the following members eight viz:

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico

Absent: One
Moses

The invocation was given by Reverend Don McCord - West Creighton Avenue Christian Church

Friends, Fellow Citizens. A number of us in our South Central Neighborhood have met out of our common concern with the so-called "Adult Entertainment" establishments -- the Massage Parlors, three very close to our church building -- The Palace, Taylor and Broadway, the R & R, Broadway and Creighton almost a small stone's throw from the Emmaus Lutheran facility directly across the street; and the Magic Fingers, a bit further south on Broadway.' and the Cinema Blue, adult theater which offers us opportunities for titilation from late in the morning till early the next morning.

We have met with the Mayor, Chief Buckmaster, City Attorney and County Prosecutor. We have begun a campaign to rouse citizen support for increased effort in police enforcement of the statutes and ordinances against prostitution and pornography.

MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK
DATE

We have voiced our support of efforts to curtail the drinking and drugs at the Coliseum and other public places. We have spoken in favor of the efforts against street prostitution and gambling. We believe that the community needs more than our prayers. It needs our concerned and concentrated action. It needs the efforts of those entrusted with decisions in this council, as well as those of us who preach and work and live and walk in the neighborhoods of this city.

It is in that spirit, and with this context, that I pray this evening:

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

The minutes of the last Regular March 13, 1979, Session having been delivered to the Council, were, on motion, approved and published.

COMMUNICATION FROM THE MAYOR

March 19, 1979

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, March 19, 1979, I have approved the following ordinances passed by the Common Council at its regular meeting of March 13, 1979.

(Bill No. S-79-02-26)
SPECIAL ORDINANCE NO. S-39-79

AN ORDINANCE approving an Agreement to Purchase by Arene Laster and Geraldine Laster

(Bill No. S-79-02-27)
SPECIAL ORDINANCE NO. S-40-79

AN ORDINANCE approving a certain bid document for purchase of materials for Traffic Engineering Department

(Bill No. S-79-02-28)
SPECIAL ORDINANCE NO. S-41-79

AN ORDINANCE approving a certain bid document for purchase of materials for Traffic Engineering Department

(Bill No. S-79-02-29)
SPECIAL ORDINANCE NO. S-42-79

AN ORDINANCE approving a certain bid document for purchase of materials for Traffic Engineering Department

(Bill No. S-79-02-30)
SPECIAL ORDINANCE NO. S-43-79

AN ORDINANCE approving a certain bid document for purchase of material for Traffic Engineering Department

(Bill No. S-79-02-31)
SPECIAL ORDINANCE NO. S-44-79

AN ORDINANCE approving a contract between GT&E Data Services and the City of Fort Wayne by and through its Department of Public Safety for Fire protection

(Bill No. R-79-03-07)
RESOLUTION NO. R-10-79

A RESOLUTION authorizing payment to various agencies for repair of various vehicles

(Bill No. R-79-03-08)
RESOLUTION NO. R-11-79

A RESOLUTION authorizing the temporary advancement of funds from the Park General Fund No. 121 to the Park Cumulative Building Fund No. 355 for the period ending June 30, 1979

(Bill No. R-79-03-09)
RESOLUTION NO. R-12-79

RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION, FORT WAYNE, INDIANA AND THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, MARCH 13, 1979

(Bill No. R-79-03-10)
RESOLUTION NO. R-13-79

RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION, FORT WAYNE, INDIANA AND THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, MARCH 13, 1979

(Bill No. Z-79-01-24)
ZONING MAP ORDINANCE NO. Z-10-79

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-38

(Bill No. G-79-02-10)
GENERAL ORDINANCE NO. G-06-79

AN ORDINANCE amending certain Sections of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974

(Bill No. S-79-02-40)
SPECIAL ORDINANCE NO. S-45-79

AN ORDINANCE approving a contract for Street Improvement Resolution No. 5823-78, between the City of Fort Wayne, Indiana and Dailey Asphalt Products, for resurfacing a certain street

(Bill No. S-79-02-36)
SPECIAL ORDINANCE NO. S-46-79

AN ORDINANCE approving City Utilities Purchase Order No. 0842 with Rockwell Purchase Order No. 0842 with Rockwell International for meters for the Water Maintenance & Service Department

(Bill No. S-79-02-37)
SPECIAL ORDINANCE NO. S-47-79

AN ORDINANCE approving City Utilities Purchase Order No. 0870 with General Electric Company for lens for the Street Lighting Department

(Bill No. S-79-02-38)
SPECIAL ORDINANCE NO. S-48-79

AN ORDINANCE approving City Utilities Purchase Order No. 0871 with Walker Process Division of Chicago Bridge & Iron Company for supplies for the Three Rivers Filtration Plant

(Bill No. S-79-02-39)
SPECIAL ORDINANCE NO. S-49-79

AN ORDINANCE approving a blanket purchase order - City Utilities Purchase Order No. B-0881 for uniform rental for the Street Department and City Utilities Personnel

Respectfully yours,

Robert E. Armstrong
Mayor

Made a matter of rec ord 3-27-79

Charles W. Westerman
City Clerk

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

12 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the vacation of a dedicated street.

The proposed ordinance is designated as:

BILL NO. G-79-01-25

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
12th day of March 1979

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

12 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) street vacation acted upon by the City Plan Commission at their regular meeting held February 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-79-01-25
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners
3. Plan Commission Recommendation: DO PASS with condition
 1. Subject to all necessary utility easement.

NOTE: all easements required have been granted and a copy of such is on file in the Plan Commission Office and attached to the original ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

12 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one
(1) ordinance concerning the vacation of a dedicated street.

The proposed ordinance is designated as:

BILL NO. G-78-06-33

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
12th day of March 1979

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

12 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) street vacation ordinance acted upon by the City Plan Commission at their regular meeting held July 24, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-78-06-33
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners.
3. Plan Commission Recommendation: DO PASS with condition
 1. Subject to all necessary utility easements.

NOTE: All easements required have been recorded and a copy of the GRANT OF EASEMENT is on file in the Plan Commission Office and attached to the original ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

12 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one
(1) ordinance concerning the vacation of a dedicate street.

The proposed ordinance is designated as:

BILL NO. G-79-01-10

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
12th day of March 1979

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

12 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) street vacation ordinance acted upon by the City Plan Commission at their regular meeting held February 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-79-01-10
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners
3. Plan Commission Recommendation: DO PASS with condition
 1. Subject to all necessary utility easements.

NOTE: all easements required have been recorded and a copy of the GRANT OF EASEMENTS are on file in the Plan Commission Office attached to the original ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

19 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one
(1) ordinance concerning the vacation of a dedicated street.

The proposed ordinance is designated as:

BILL NO. G-78-10-31

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
19th day of March 1979

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

19 March 1979

Members of the Common Council
 City-County Building
 One Main Street
 Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) street vacation ordinance acted upon by the City Plan Commission at their regular meeting held November 27, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-78-10-31
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners.
3. Plan Commission Recommendation: DO PASS with condition
 1. The dedication of appropriate easements necessary for utility purposes.

NOTE: All easements required have been recorded and a copy of the Grant of Easement are on file in the Plan Commission Office and attached to the original ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
 AND PLANNING
 Division of Long Range Planning and Zoning

Gary F. Baeten
 Land Use Administrator

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety
Regulatory Resolution Numbers 13/79/E and 14/79/E

For the purpose of enforcement, please make this communication and the attached
Regulatory Resolutions a matter of record and incorporate it into the minutes
of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 13/79/E &
14/79/E)

I hereby certify that I did this 15th day of March, 1979 deliver
to each, the City Traffic Engineer, the Chief of Police, the City Attorney,
the City Clerk and the President of the Common Council of the City of Fort
Wayne, Indiana, respectively, a copy of the within Regulatory Resolution
No. 13/79/E and 14/79/E of the Board of Public Safety of the City of Fort
Wayne; duly certified by me as Chairman of said Board, in accordance with
the provisions of Section 17-4 (a) of Chapter 17, Municipal Code of the City
of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55 adopted
FEB. 14, 1961

Terry Coonan
Chairman

REGULATORY RESOLUTION NO. 13/79/E

(Adopted March 15, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions, and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to Renew and Extend Regulatory Resolution 6/79/E: STOP INTERSECTION (EMERGENCY) DELETE: PREFERENTIAL INTERSECTION (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 13, 1979 , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 15, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Barthold St. --stop-- for Third St.

DELETE:

PREFERENTIAL INTERSECTION (EMERGENCY)

Third St. --preferential-- at Barthold St.

REGULATORY RESOLUTION NO. 14/79/E

(Adopted March 15, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to THRU STREET (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 14, 1979 , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 15, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

THRU STREET(EMERGENCY)

Vance Ave. --from--

Parnell Ave. to East City Limits except
at Parnell Ave., Crescent Ave., Anthony
Blvd., Hobson rd., Coliseum Blvd., Reed
Rd., and Rockwood Dr.

RETURN CERTIFICATE
(Regulatory Resolution No. 15/79/D)

I hereby certify that I did this 16th day of March, 1979, deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 15/79/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety Regulatory Resolution Numbers 15/79/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

REGULATORY RESOLUTION NO. 15/79/D

(Adopted March 16, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 14 of said chapter delegates to this Board authority to PREFERENTIAL INTERSECTION (DELEGATED); and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 15, 1979, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 14 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective March 16, 1979, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

PREFERENTIAL INTERSECTION (DELEGATED)

Amulet Dr. --preferential-- at Chantilly Dr.

Exeter Dr. --preferential-- at Amulet Dr.

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety Regulatory Resolution Numbers 16/79/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 16/79/D)

I hereby certify that I did this 20th day of March, 1979 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 16/79/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 16/79/D

(Adopted March 20, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter delegates to this Board authority to NO PARKING (DELEGATED) and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 16, 1979, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 121 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective March 20, 1979, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(DELEGATED)

Creighton St. -- north side-- from Anthony Blvd. to 140 ft.
east thereof

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety Regulatory Resolution Numbers 17/79/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 17/79/E)

I hereby certify that I did this 21st day of March, 1979 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 17/79/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 17/79/E

(Adopted March 21, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 19, 1979, , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 21, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(EMERGENCY)

Eade Ave. --east side--

from East State Blvd. to 150 ft. north
thereof (to alley)

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety
Regulatory Resolution Numbers 18/79/E & 19/79/D

For the purpose of enforcement, please make this communication and the attached
Regulatory Resolutions a matter of record and incorporate it into the minutes
of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 18/79/E &
19/79/D)

I hereby certify that I did this 26th day of March, 1979 deliver
to each, the City Traffic Engineer, the Chief of Police, the City Attorney,
the City Clerk and the President of the Common Council of the City of Fort
Wayne, Indiana, respectively, a copy of the within Regulatory Resolution
No. 18/79/E & 19/79/D of the Board of Public Safety of the City of Fort Wayne,
duly certified by me as Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana
1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 18/79/E

(Adopted March 26, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTION 8/79/E: 90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 22, 1979 , , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 26, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Kensington Blvd. --east side-- from Forest Ave. to 150 ft. So. thereof

Kensington Blvd. --west side-- from Forrst Ave. to 190 ft. So. thereof

REGULATORY RESOLUTION NO. 19/79/D

(Adopted March 26, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 122 of said chapter delegates to this Board authority to TRUCK LOADING ZONE (DELEGATED); and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 23, 1979, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 122 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

<u>TRUCK LOADING ZONE</u>	<u>(DELEGATED)</u>
Superior St. --north side--	from 20 ft. west of Van Buren to 20 ft. west thereof

RATIFICATION AND APPOINTMENT TO THE
P.T.C. COMMISSION BY COMMON COUNCIL
OF FORT WAYNE, INDIANA

March 13, 1979

Common Council Regular Session
Council Chambers

The Common Council of the City of Fort Wayne, Indiana held on the above date during the Regular Session of the Common Council an election to appoint a member to the P.T.C. Commission.

Common Council placed the names of Phyllis Crill and Thomas Guthrie for nomination.

Phyllis Crill was duly appointed by the Common Council to the Fort Wayne P.T.C. Commission.

Charles W. Westerman
City Clerk

Made a matter of record 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-22

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0914 with Asphalt
Maintenance, Inc. for pavement restoration
for the Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0914, dated
March 5, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Asphalt Maintenance, Inc.,
for:

restoration of approximately 800 asphalt street cuts
made by the Water Maintenance and Service Department
in the process of water main work being done, size of
the cuts unknown,

all as more particularly set forth in said Purchase Order, which is on file in the
Office of the Department of Purchasing and is by reference incorporated herein
and made a part hereof, be and the same is in all things ratified, confirmed and
approved.

SECTION 2. That this Ordinance shall be effective upon passage and
approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga, and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-23

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0935 with Hefner
Chevrolet, Inc. and City Utilities
Purchase Order No. 0936 with Hoosier
Truck Equipment, Inc. for vehicles for
the Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0935, dated
March 13, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Hefner Chevrolet, Inc., for:

One 1979 one ton pick up with bed in amount of \$5,776.00
and two 1979 one ton pick ups, cab and chassis only in
amount of \$10,035.00, for Water Maintenance & Service
Department,

at a total cost of \$15,810.00, all as more particularly set forth in said
Purchase Order, which is on file in the Office of the Department of Purchasing and
is by reference incorporated herein and made a part hereof, be and the same is in
all things ratified, confirmed and approved.

SECTION 2. That City Utilities Purchase Order No. 0936, dated
March 13, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Hoosier Truck Equipment,
Inc., for:

Two utility bodies for mounting on the above two pick ups
purchased from Hefner Chevrolet, Inc.,

at a cost of \$3,352.00, all as more particularly set forth in said Purchase Order,
which is on file in the Office of the Department of Purchasing and is by reference
incorporated herein and made a part hereof, be and the same is in all things ratified,
confirmed and approved.

SECTION 3. That this Ordinance shall be effective upon passage and
approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-24

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0931 with Hersey
Meter Company for equipment for the
Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0931, dated March 13, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Hersey Meter Company, for:

Water meter supplies and replacement parts for use
by the Water Maintenance & Service Department,

at a cost of \$3,537.90, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-25

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 134-78, Victoria Park Addition.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 134-78,
for the installation of ornamental street lighting
in Victoria Park Addition,

for a total cost of \$14,069.80, which will be paid under Barrett Law, all as more
particularly set forth in said contract which is on file in the Office of the Board
of Public Works and is by reference incorporated herein and made a part hereof,
be and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga, and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-26

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 135-78, East Central Phase III & IV
Impact Area.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 135-78,
for the installation of ornamental street lighting
for East Central Phase III & IV Impact Area,

for a total cost of \$25,344.10, which will be paid by Community Development and
Planning funds, all as more particularly set forth in said contract which is on file
in the Office of the Board of Public Works and is by reference incorporated herein
and made a part hereof, be and the same is in all things hereby ratified, con-
firmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect
from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga , and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-27

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 132-78, Devonshire Drive.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 132-78, for
the installation of ornamental street lighting on
Devonshire Drive,

for a total cost of \$6,593.60, which will be paid under Barrett Law, all as more
particularly set forth in said contract which is on file in the Office of the Board of
Public Works and is by reference incorporated herein and made a part hereof, be
and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga, and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-28

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving a contract for
Water Contract No. 78-XP-3, between
the City of Fort Wayne, Indiana and
North Eastern Construction Company,
for construction of water main

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works and North Eastern Construction Company, for:

construction of a 16" water main along Rothman Road
from Meri-Wood Drive eastward 1000⁺ LF, in Tanbark,
Section 1,

under Board of Public Works Water Main Contract Agreement No. 78-XP-3, at a
total cost of \$24,117.50, all as more particularly set forth in said contract which
is on file in the Office of the Board of Public Works and is by reference incorporated
herein and made a part hereof, be and the same is in all things hereby ratified,
confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage
and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga , and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-29

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0915 with Siebold-Price
Tree & Landscaping Co., Inc. and City
Utilities Purchase Order No. 0920 with
D & J Lawn Service for sod restoration for
the Water Maintenance & Service Department.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0915, dated
March 5, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Siebold-Price Tree & Land-
scaping Co., Inc., and City Utilities Purchase Order No. 0920, dated March 5,
1979, between the City of Fort Wayne, by and through the City Utilities Purchasing
Agent and the Board of Public Works and D & J Lawn Service, for:

sod restoration necessary as result of water hydrant
repair/installation being done by the Water Maintenance
& Service Department, each landscaping company to do
approximately 500 restorations,

all as more particularly set forth in said Purchase Orders, which are on file in
the Office of the Department of Purchasing and are by reference incorporated herein
and made a part hereof, be and the same are in all things ratified, confirmed and
approved.

SECTION 2. That this Ordinance shall be effective upon passage and
approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga, and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-30

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0948 with Cambridge
Memories, Inc. for Computer Memory
Equipment in Data Processing Department.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0948, dated
March 16, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Cambridge Memories, Inc.,
for:

The purchase of add on computer memory (already installed
on lease, stabilized and functioning reliably) in Data
Processing Department,

at a cost of \$26,634.50, all as more particularly set forth in said Purchase Order,
which is on file in the Office of the Department of Purchasing and is by reference
incorporated herein and made a part hereof, be and the same is in all things
ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and
approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded
by Hinga, and duly adopted, read the second time by title and referred
to the Committee on City Utilities

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. G-79-03-17

GENERAL ORDINANCE NO. G-

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of a
certain alley

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following alley, to wit:

Running East and West between Catalpa Street on the West and Bright Street on the East, and on the North by the South line of lots 448 through 455 of Third Commerical Addition to the City of Fort Wayne, and on the South by the North line of lots 426 through 433 of Third Commercial Addition to the City of Fort Wayne according to the recorded plat thereof and hereinafter referred to as the alley.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for recommendation

Date: 3-27-79

Charles W. Westerman
City Clerk

1 BILL NO. G-79-03- 20

2 GENERAL ORDINANCE NO. G-

3 AN ORDINANCE regarding Historic Preservation
4 District and amending Chapter 33 of the Code
of the City of Fort Wayne, Indiana, 1974.

5
6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
7 INDIANA:

8 SECTION 1. That Article VI, Chapter 33, of the Code of the City of
9 Fort Wayne, Indiana, of 1974, be and the same is hereby amended to be and
10 read as follows:

11 ARTICLE VI - HISTORIC PRESERVATION DISTRICT

12 This district is an overlay district and may be established in addition to the
13 underlying districts and shall place additional regulations upon the property
14 located therein.

15 SECTION 39. PURPOSES

16 In order to promote the economic and general welfare of the citizens of Fort
17 Wayne and to insure the harmonious, orderly and efficient growth and develop-
18 ment of the municipality, it is deemed essential by the City of Fort Wayne
19 that the qualities relating to the history of the City and a harmonious outward
20 appearance of structures which support and enhance property values and attract
21 residents be preserved. Some of these qualities are the continued existence
22 and preservation of historic areas and buildings, the continued construction,
23 reconstruction, and remodeling of buildings in the historic styles and a
24 general harmony as to style, form, proportion, texture and material between
25 the buildings of historic design and those of more modern design. This
26 purpose is advanced through the preservation and protection of the historically
27 or architecturally worthy structures which impart a distinct aspect to the
28 City and which serve as visible reminders of the historic heritage of the City.
29 An Historic District shall apply to the parcel(s) so designated and any
30 structure(s) or appurtenances found thereon. Although this ordinance does not
31 directly relate to the procedures for designation of a structure or area on
32 the National Register of Historic Places, coordination between this ordinance

and the National Register's procedures is strongly encouraged.

SECTION 40. DEFINITIONS

1. Review Board - Fort Wayne Historic Preservation Review Board
2. Certificate of Appropriateness - A certificate issued by the Zoning Enforcement Officer stating that the occupancy, use or alteration of land, building or structure in a Historic District referred to therein complies with the provisions of this chapter.
3. Commission - Fort Wayne City Plan Commission
4. Demolition - The razing of any exterior architectural feature or structure, including its ruin by neglect of necessary maintenance and repairs, or either.
5. Demolition Permit - A permit which authorizes the razing of any exterior architectural feature or structure.
6. Economically Unfeasible - A cost in excess of anticipated return, considering all viable alternatives.
7. Emergency Repair - Replacement of any external component of a primary structure, which if delayed could cause severe damage to the other components of the structure or which would prohibit adequate protection from the weather elements and thus jeopardize the health, welfare or safety of the occupants.
8. Form - The shape and structure of something as distinguished from its material.
9. Historic District - Any landmark, site or area designated by the City Council which contains any physical features or improvements or both which are of historical, social, cultural, architectural or aesthetic significance. For an historic designation outlining a distinctive section or landmark, a majority of principal structures must be a minimum of fifty (50) years of age.
10. Improvement - Any place, structure, building, fixture, or man-made object which in whole or part constitutes a visually significant exterior physical betterment, adornment, or enhancement of any real property.

11. Landmark - Any physical feature or improvement designated by the City Council as such, which in whole or part has historical, social, cultural, architectural, or aesthetic significance to the City and has been in existence for no fewer than fifty (50) years.
12. Material - Matter that has qualities which give it individuality and by which it may be categorized.
13. Overlay District - A district which imposes requirements in addition to the regulations of the underlying zoning district.
14. Physically Unfeasible - Lack of existence of labor, material and/or techniques to perform the work.
15. Planning Department - The Department of Community Development and Planning or such person authorized.
16. Proportion - Harmonious relation of parts to each other or the whole.
17. Site Improvement - All or any of the landscaping, planting, paving, steps, fencing, masonry walls, and other significant attributing features on the site of any structure.
18. Style - A manner of expression characteristic of an individual, period, school or nation.
19. Texture - The visual or physical surface characteristics and appearance of a structure.

SECTION 41. CREATION OF THE HISTORIC PRESERVATION REVIEW BOARD.

- A. The Review Board shall consist of seven (7) members. The voting members shall be appointed by the Mayor of the City of Fort Wayne. Two members must have Indiana architectural certification; one member shall be a licensed real estate broker; one member shall be a contractor licensed by the Fort Wayne/Allen County Building Department, one member shall be appointed from the City Plan Commission, and two members shall be chosen from the community-at-large. Voting members shall each serve for staggered terms of three (3) years; however, the initial terms of members may be for one (1) year, two (2) years, or three (3) years in order for the terms to be staggered. A vacancy shall be filled through appointment

1 by the Mayor for the duration of the unexpired term. No members shall be
2 employed by the City of Fort Wayne. Members must be residents of the City
3 of Fort Wayne who are interested in the preservation and development of
4 historic buildings and areas.

5 B. Members of the Review Board shall serve without compensation but shall be
6 paid for reasonable expenses incurred in the performance of their duties.

7 C. The Review Board shall elect from its membership a Chairperson, Vice-
8 Chairperson and Secretary who shall serve for one (1) year and who may
9 be reelected. The Review Board shall adopt rules for the transaction of
10 its business not inconsistent with this Section. The rules must include
11 the time and place of regular meetings and a procedure for the calling of
12 special meetings. All scheduled meetings of the Review Board must be open
13 to the public and a public record shall be kept of the Review Board's
14 resolutions, proceedings, and actions. The secretary shall be respon-
15 sible for the maintenance of the Review Board's records.

16 D. Any official action of the Review Board requires a consensus of a majority
17 of the members. For the Review Board to take action a quorum of
18 four (4) members must be present.

19 E. The Review Board shall hold regular meetings, at least monthly, except
20 when it has no business.

21 F. Each official of the governmental unit who has responsibility for building
22 inspection, building permits, planning, or zoning shall provide such
23 technical, administrative and clerical assistance as may be requested by
24 the Review Board.

25 SECTION 42. ESTABLISHMENT AND REGULATION OF HISTORIC PRESERVATION DISTRICTS

26 A. If the City Council finds that an area of land is historically significant
27 and is suitable for preservation, they may establish such area by
28 ordinance as an Historic Preservation Landmark, Site or Area. In the
29 absence of provisions to the contrary in the ordinance creating any such
30 area, all regulations of the underlying district within which such area is
31 situated shall continue to apply; however, it is recognized, that in order
32

1 to preserve and protect historic areas, it may be necessary to regulate
2 such area with provisions different from those which would normally apply
3 in the underlying district.

4 B. Amendments may be initiated by a petition from the Plan Commission, or by
5 the owners of 50% or more of the area involved in the petition. Petitions
6 shall be filed in the Planning Department on the form prescribed by the
7 Plan Commission.

8 C. Upon receipt by the Review Board, such application shall be forwarded to
9 the Planning Department, which shall investigate the property which is the
10 subject of such application and shall prepare a written report for the
11 Review Board.

12 D. At the next regularly scheduled meeting of the Review Board following its
13 receipt of the Planning Department's report, such application shall be con-
14 sidered by said Review Board, which shall recommend to the Plan Commission
15 within 180 days:

- 16 (1) that such application be approved as submitted or as modified
17 by that Review Board, or,
18 (2) that action be deferred, or,
19 (3) that such application shall be denied.

20 E. The Plan Commission shall hold a public hearing on such petition and
21 recommendation by the Review Board. At least ten (10) days prior to the
22 date set for such hearing, the Plan Commission shall publish in a newspaper
23 of general circulation in the City, a notice of time and place of such
24 hearing. Following such hearing the Plan Commission shall consider such
25 petition and shall recommend to the City Council:

- 26 (1) that such petition be approved, as submitted or as modified
27 by the Plan Commission, or,
28 (2) that action be deferred, or,
29 (3) that such petition be denied.
30

- 1 F. Thereafter, an ordinance relative to such petitions shall be prepared and
2 submitted to the City Council, which shall proceed with the consideration
3 of such proposed ordinance in the same manner and subject to the same vot-
4 ing requirements as would apply in the case of an ordinance to rezone land,
5 provided that the City Council may amend such proposed ordinance prior to
6 its adoption in any manner it may deem necessary to accomplish the purposes
7 of this Section.

8
9 SECTION 43. CERTIFICATES OF APPROPRIATENESS.

- 10 A. In historic districts, no exterior portion of any structure, (including
11 walls, fences, light fixtures, colors, steps and parking lots or other
12 appurtenant features) utility or sign, shall be erected, altered,
13 restored, moved or demolished until an application for a Certificate of
14 Appropriateness has been submitted to and approved by the Review Board.
15 B. Unless a threat to life or property exists, no City/County Building
16 Department shall issue any permit for the purpose of construction,
17 alteration, relocation or demolition in an historic district without a
18 Certificate of Appropriateness.
19 C. In cases where emergency repair of historic structures is necessary, such
20 work may be performed prior to the issuance of a Certificate of Appro-
21 priateness. The City/County Building Department determines that a need
22 for an emergency repair exists. The applicant must apply for a Certifi-
23 cate of Appropriateness within thirty (30) days of the issuance of the
24 temporary repair permit by the Planning Department.
25 D. Nothing in this Section shall prevent the ordinary maintenance or repair
26 of any exterior feature in an historic district which does not involve a
27 change in design, material, color or outer appearance thereof.
28 E. An application for a Certificate of Appropriateness shall be filed in the
29 Planning Department on the form prescribed by the Review Board. Within
30 ten (10) days of receipt, such application shall be forwarded to the
31 Review Board for consideration. The Review Board or Planning Department
32 may require submission of such reports and exhibits as are reasonably
necessary in making a determination as to appropriateness. For construc-

tion, alteration or renovation in historic districts, the Review Board shall consider an application for a Certificate of Appropriateness within forty-five (45) days following the receipt of the application.

- F. For demolition within an historic district such application for a Certificate of Appropriateness shall be filed with the Planning Department on the form prescribed by the Review Board. Within ten (10) days of receipt, such application shall be scheduled with the Review Board for consideration. The Review Board or Planning Department may require submission of such reports and exhibits as are reasonably necessary in making a determination as to appropriateness. A demolition permit shall not be issued until the Review Board takes one of the following actions:

- (1) If preservation is found to be physically or economically unfeasible, the Review Board shall authorize issuance of a demolition permit.
- (2) If preservation is found to be physically or economically feasible, the Review Board shall delay such action for a period not to exceed one (1) year, during which time it shall take whatever public or private action is within its power leading to preservation.

If after sixty (60) days the Review Board has not taken final action, the City/County Building Department may treat such application as though demolition has been authorized by the Review Board.

- G. Appeals from decisions as to the issuance of Certificates of Appropriateness or Demolition permits shall be to the Board of Zoning Appeals, in accordance with Article IV of this Ordinance.

SECTION 44. PRE-EXISTING HISTORIC DISTRICTS

In accordance with this section the original amended maps shall designate previous Historic Districts approved by City Council as part and subject to this ordinance.

SECTION 45. APPEALS PROCEDURE

The procedure for appeals to this article shall follow Article IV of this ordinance.

1 SECTION 46. ENFORCEMENTS

2 The procedure for enforcement of this article shall follow Article III,
3 Section 23, of this ordinance.

4 SECTION 2. That this ordinance shall be in full force and effect
5 from and after its passage, approval by the Mayor and due legal publication
6 thereof.

7
8 John Nuckols

9 _____
Councilman

10
11 Read the first time in full and on motion by Nuckols,
12 seconded by Hinga, and duly adopted, read the
13 second time by title and referred to the Committee on
14 Regulations and to the City Plan Commission for
15 recommendation

16
17 Date: 3-27-79

18 Charles W. Westerman
19 City Clerk
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BILL NO. Z-79-03-18

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. L-2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-3B District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. L-2, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

The west half of lot numbered 54 in Bond's Third addition to the City of Fort Wayne, except the South 74 feet thereof and the south 74 feet of the west half of lot numbered 54 in Bonds Third Addition to the City of Fort Wayne, according to the recorded plat thereof, a/k/a 1417 Martin Street. ALSO, the east half of lot numbered 54 in Bond's Third Addition to the City of Fort Wayne, according to the recorded plat thereof.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and to the City Plan Commission for recommendation

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. Z-79-03-19

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. J-26

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a R3 District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. J-26, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

The south 350 feet of a tract of land described as the South Half of Lot #3 and Lot #6, and Lots #4 and #5 in Archer's Out Lots, lying east of the 60-foot wide Indiana & Michigan Electric Company right-of-way to and including the centerline of the Harris Road.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and to the City Plan Commission for recommendation

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. Z-79-03-21

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. M-38 and Repealing Zoning Map
Ordinance No. Z-15-78.

WHEREAS, there appears to be a scrivener's error in the legal description in Zoning Map Ordinance No. Z-15-78 which should be corrected.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Zoning Map Ordinance No. Z-15-78 amending Zoning Map No. M-38 is hereby repealed.

SECTION 2. That the area described as follows is hereby designated a B-1-B District, under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. M-38, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Part of the East Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East in Allen County, Indiana, more particularly described as follows:

Beginning at a point on the South line of the East Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, said point being 715 feet West of the Southeast corner of the East Half of the Southeast Quarter of Section 14-31-12; thence North and parallel to the East line of the East Half of the Southeast Quarter of Section 14-31-12 a distance of 290 feet; thence West and parallel to the South line of the East Half of the Southeast Quarter of Section 14-31-12 a distance of 257.7 feet; thence South 290 feet to a point on the South line of the East Half of the Southeast Quarter of Section 14-31-12, said point being 972.5 feet West of the Southeast corner of the East Half of the Southeast Quarter of Section 14-31-12; thence East along the South line of the East Half of the Southeast Quarter of Section 14-31-12 a distance of 257.6 feet to the point of beginning, containing 1.714 acres and being subject to all legal roads and highways.

SECTION 3. That this Ordinance shall be effective upon passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for recommendation

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. A-79-03-01

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance appropriating funds from General Fund No. 010 to the Unemployment Compensation Account of the 1979 Budget of the City Controller have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols

Concurred in 3-27-79

Charles W. Westerman
City Clerk

BILL NO. A-79-03-01

APPROPRIATION ORDINANCE NO. A-03-79

AN ORDINANCE appropriating funds from
General Fund No. 010 to the Unemployment
Compensation Account of the 1979 Budget
of the City Controller

WHEREAS, an EMERGENCY exists for the appropriation of additional funds to the Unemployment Compensation Account of the 1979 budget of the City Controller, for which funds are available in the unappropriated and unobligated balance of the General Fund (General Fund No. 010), which additional appropriation has been recommended by the City Controller;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following amount is hereby appropriated from the unappropriated and unobligated balance of the General Fund (General Fund No. 010) to the following account in the 1979 budget of the City Controller:

<u>ACCOUNT NO.</u>	<u>AMOUNT</u>
010-002-4623	\$52,000.00

SECTION 2. That the unappropriated and unobligated balance of the General Fund (General Fund No. 010) is hereby reduced in the amount of \$52,000.00 .

SECTION 3. That this ordinance shall be in full force and effect upon passage and approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-03-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour

of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. A-79-03-02

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance appropriating additional funds from the Aviation General Fund No. 120 to the 1979 Budget of the Board of Aviation Commissioners have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols
Donald J. Schmidt

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. A-79-03-02

APPROPRIATION ORDINANCE NO. A-04-79

AN ORDINANCE appropriating additional
funds from the Aviation General Fund
No. 120 to the 1979 Budget of the Board
of Aviation Commissioners

WHEREAS an EMERGENCY exists for the appropriation of additional funds to the 1979 budget of the Board of Aviation Commissioners, for which adequate funds exist in the Aviation General Fund No. 120, and which additional appropriation has been recommended by the City Controller.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated from the unappropriated

and unobligated balance of the Aviation General Fund No. 120 to Account No. 4-02-120-01-4711 "Buildings and Fixed Equipment" of the 1979 Budget of the Board of Aviation Commissioners, the sum of \$39,000.00 for payment of architectural fees for the Schematic Phase and Design Development Phase of the Baer Field terminal expansion.

SECTION 2. That the unappropriated and unobligated balance of the Aviation General Fund No. 120 is hereby reduced in the amount of \$39,000.00.

SECTION 3. That this ordinance shall be in full force and effect upon passage and approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-04-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. A-79-03-03

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance appropriating funds from General Fund No. 010 to set up department in General Fund No. 010-123-4111 "Salaries" have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols
Donald J. Schmidt

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. A-79-03-03

APPROPRIATION ORDINANCE NO. A-05-79

AN ORDINANCE appropriating funds from
General Fund No. 010 to set up department
in General Fund No. 010-123-4111 "Salaries"

WHEREAS, an EMERGENCY has arisen which makes necessary the appropriation of additional funds to set up department in General Fund No. 010-123-4111 "Salaries" in the amount of \$34,000.00, due to an error made in Redevelopment General Fund on Line 6 of 12-Line Statement, for which adequate funds exist in General Fund No. 010 and additional appropriations have been recommended by the City Controller.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby transferred from the unappropriated and unencumbered balance of the General Fund No. 010, to General Fund No. 010-123-4111 "Salaries", the amount of \$34,000.00.

SECTION 2. That the unappropriated and unencumbered balance of the General Fund No. 010, is hereby reduced in the amount of \$34,000.00.

SECTION 3. That this Ordinance shall be effective upon passage and approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-05-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. A-79-03-04

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance retaining the budget for the Sanitary Officers Pension Fund in the 1979 budget and appropriating certain funds thereto from General Fund No. 010 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
 William T. Hinga
 James S. Stier
 John Nuckols
 Donald J. Schmidt

Concurred in 3-27-79 Charles W. Westerman
 City Clerk

BILL NO. A-79-03-04

APPROPRIATION ORDINANCE NO. A-06-79

AN ORDINANCE retaining the budget for
 Sanitary Officers Pension Fund in the 1979
 budget and appropriating certain funds thereto
 from General Fund No. 010

WHEREAS an EMERGENCY has arisen for the retention of the Sanitary Officers Pension Fund in the 1979 budget and appropriating certain necessary funds thereto, both of which have been recommended by the City Controller.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE
 CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Sanitary Officers Pension Fund as previously in existence is hereby retained and shall be maintained as a part of the 1979 budget of the City, as follows:

Fund No. 442-442- Sanitary Officers Pension

Account No.	4111	Salaries and wages regular	\$ 720.00
" "	4241	Postage	50.00
" "	4252	Repair of Equipment	50.00
" "	4361	Official Records	50.00
" "	4362	Stationery and Printing	50.00

"	"	4560 Premium on Official Bonds	20.00
"	"	4620 Retirement and Social Security	<u>28,000.00</u>
			\$28,940.00

SECTION 3. That there is hereby appropriated from the unappropriated and unobligated balance of the General Fund (General Fund No. 010) to the following numbered account of the 1979 budget of the Sanitary Officers Pension Fund (No. 442-442) the following amount:

SECTION 4. That the unappropriated and unobligated balance of the General Fund (General Fund No. 010) is hereby reduced in the amount of \$68,000.00.

SECTION 5. That this ordinance shall be in full force and effect upon passage and approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
STier, Talarico

Nays: None

Absent: One
Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-06-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-05

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving an Agreement to Purchase by McMahon Paper Company have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols
Donald J. Schmidt

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-05

SPECIAL ORDINANCE NO. S-50-79

AN ORDINANCE approving an Agreement to
Purchase by McMahon Paper Company

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the Agreement to Purchase dated February 14, 1979, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and the McMahon Paper Company, Inc., for:

Lot 5 Laterniers Sub. to the City of Fort Wayne,
Allen County, Indiana,

for a gain to the City of \$545.00, all as more particularly set forth in said contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-50-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-06

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract between Community Development and Planning and Fort Wayne Metropolitan Human Relations Commission have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William G. Hinga
James S. Stier
John Nuckols

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-06

SPECIAL ORDINANCE NO. S-51-79

AN ORDINANCE approving a contract
between Community Development and
planning and Fort Wayne Metropolitan
Human Relations Commission

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated January 1, 1979, between the City of Fort Wayne, Indiana, by and through its Mayor and Community Development and Planning and the Fort Wayne Metropolitan Human Relations Commission, for:

development and implementation of a Fair Housing
Program in compliance with the Community Develop-
ment Block Grant regulations,

all as more particularly set forth in said contract which is on file in the office of Community Development and Planning and is by reference incorporated herein and made a part hereof, be and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage

and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Six	
Hinga, Hunter, Nuckols, V. Schmidt, Stier, Talarico	
Nays: One	
D. Schmidt	
Abstained: One Burns	Absent: One Moses
Date: 3-27-79	Charles W. Westerman
	City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-51-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

SUSPENSION OF RULES

BILL NO. S-79-03-31

Councilwoman V. Schmidt, moved to suspend the rules on passage of Bill No.

S-79-03-31, at this meeting of 3-27-79, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman Hunter, and duly passed by unanimous vote of all legally elected members of the said Common Council.

The above Bill and S-52-79 Special Ordinance was accordingly placed on its passage.

Date: 3-27-79

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Ayes: Eight

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: One

Absent: One
Moses

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-52-79

ATTEST: (SEAL)

DATE: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-31

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS, SERIES 1979 (PERFECTION BISCUIT COMPANY PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols
Donald J. Schmidt

Concurred in 3-27-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-31

SPECIAL ORDINANCE NO. S-52-79

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS, SERIES 1979 (PERFECTION BISCUIT COMPANY PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO.

WHEREAS, the Fort Wayne Economic Development Commission has rendered its Project Report for the Perfection Biscuit Company Project regarding the financing of proposed economic development facilities for Perfection Biscuit Company and the Fort Wayne Plan Commission has commented favorably thereon; and

WHEREAS, the Fort Wayne Economic Development Commission conducted a public hearing on June 16, 1978 and also adopted Resolutions on June 16, 1978, and March 20, 1979, which Resolutions have been transmitted hereto, finding that the financing of certain economic development facilities of Perfection Biscuit Company complies with the purposes and provisions of I.C. 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Fort Wayne and its citizens, and

WHEREAS, the Fort Wayne Economic Development Commission has heretofore approved and recommended the adoption of this form of Ordinance by this Common Council and has approved the forms of and has transmitted for approval by the Common Council the Loan Agreement, Note, and Mortgage and Indenture of Trust; now therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Loan Agreement approved by the Fort Wayne Economic Development Commission and presented to this Common Council, the issuance and sale of revenue bonds, the loan of the proceeds of the revenue bonds to Perfection Biscuit Company for the acquisition and construction of such facilities and the equipping thereof, the payment of the revenue bonds by the note payments of Perfection Biscuit Company under the Loan Agreement and Note, and the securing of said bonds by the mortgaging of such facilities to the Trustee under the Mortgage and Indenture of Trust complies with the purposes and provisions of I.C. 18-6-4.5 and will be of benefit to the health and welfare of the City of Fort Wayne and its citizens.

SECTION 2. The final forms of the Loan Agreement, Note, and Mortgage and Indenture of Trust approved by the Fort Wayne Economic Development Commission are hereby approved and all such documents (herein collectively referred to as the "Financing Agreement" referred to in I.C. 18-6-4.5), shall be

incorporated hereby by reference and shall be inserted in the minutes of the Common Council and kept on file by the Clerk.

SECTION 3. The City of Fort Wayne shall issue its Economic Development First Mortgage Revenue Bonds, Series 1979 (Perfection Biscuit Company Project), in the total principal amount of Four Million Dollars (\$4,000,000) for the purpose of procuring funds to pay the cost of acquisition, construction and equipping of the economic development facilities as more particularly set out in the Mortgage and Indenture of Trust and Loan Agreement incorporated herein by reference, which bonds will be payable as to principal, premium, if any, and interest from the note payments made by Perfection Biscuit Company under the Loan Agreement and Note or as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or a charge against the general credit of the City of Fort Wayne.

SECTION 4. The Mayor, Clerk and/or Controller are authorized and directed to sell such bonds to the purchasers thereof at a rate of interest on the bonds not to exceed 8 - 1/4% per annum and at a price not less than 100% of the principal amount thereof.

SECTION 5. The Mayor and Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein on behalf of the City and any other document which may be necessary, or desirable to consummate the transaction, including the bonds authorized herein. The signatures of the Mayor and Clerk on the bonds may be facsimile signatures. The Clerk and/or Controller are authorized to arrange for delivery of such Bonds to the Trustee named in the Mortgage and Indenture of Trust, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust and delivered by the Trustee to the purchasers thereof.

Section 6. The provisions of this Ordinance and the Mortgage and Indenture of Trust securing the bonds shall constitute a contract binding between the City of Fort Wayne and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1979 (Perfection Biscuit Company Project), and after the issuance of said bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holders so long as any of said bonds or the interest thereon remains unpaid.

Section 7. This Ordinance shall be full force and effect from and after its passage and signing by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Nuckols and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
 Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
 Stier, Talarico
 Nays: None
 Absent: One
 Moses

Date: 3-27-79

Charles W. Westerman
 City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-52-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
 City Clerk

James S. Stier
 Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
 City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
 Mayor

SUSPENSION OF RULES

BILL NO. S-79-03-32

Councilwoman V. Schmidt, moved to suspend the rules on passage of Bill No. S-79-03-32, at this meeting of 3-27-79, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman Hunter, and duly passed by unanimous vote of all legally elected members of the said Common Council.

The above Bill and S-53-79 Special Ordinance was accordingly placed on its passage.

Date: 3-27-79

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as Special Ordinance No. S-53-79

ATTEST:

(SEAL)

DATE: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-32

SPECIAL ORDINANCE NO. S- 53-79

ORDINANCE AUTHORIZING THE CITY OF FORT
WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT
FIRST MORTGAGE REVENUE BONDS, SERIES
1979 (BRADTMILLER PROJECT)" AND APPROVING
OTHER ACTIONS IN RESPECT THERETO

WHEREAS, the Fort Wayne Economic Development Commission has rendered its Project Report for the Paul A. Bradtmiller Project regarding the financing of proposed economic development facilities for Paul A. Bradtmiller and the Fort Wayne Planning Commission has commented favorably thereon, and

WHEREAS, the Fort Wayne Economic Development Commission conducted a public hearing on July 25, 1978 and March 20, 1979, and also adopted resolutions on said dates which Resolutions have been transmitted hereto, finding that the financing of certain economic development facilities of Paul A. Bradtmiller complies with the purposes and provisions of I.C. 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Fort Wayne and its citizens, and

WHEREAS, the Fort Wayne Economic Development Commission has heretofore approved and recommended the adoption of this form of Ordinance by this Common Council and has approved the forms of and has transmitted for approval by the Common Council the Lease Agreement, Sublease Agreement, Assignment of Sublease, Guaranty Agreement, and Mortgage and Indenture of Trust; now therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

Section 1. It is hereby found that the financing of the economic development facilities referred to in the Lease Agreement approved by the Fort Wayne Economic Development Commission and presented to this Common Council, the issuance and sale of revenue bonds, the use of the proceeds of the revenue bonds for the acquisition and construction of such facilities to Paul A. Bradtmiller, the sublease of said facilities by Paul A. Bradtmiller, as a developer, to Don Ayres Pontiac, Inc., as user, the payment of the revenue bonds by the rent payments of Paul A. Bradtmiller under the Lease Agreement, the guarantee of the payment of the principal and interest on the revenue bonds by Paul A. Bradtmiller under the Guaranty Agreement, and the securing of said bonds by the mortgaging of such facilities to the Trustee under the Mortgage and Indenture of Trust and the assignment of the Sublease Agreement to the Trustee, complies with the purposes and provisions of I.C. 18-6-4.5 and will be of benefit to the health and welfare of the City of Fort Wayne and its citizens.

Section 2. The final forms of the Lease Agreement, Sublease Agreement Assignment of Sublease, Guaranty Agreement, and Mortgage and Indenture of Trust approved by the Fort Wayne Economic Development Commission are hereby approved and all such documents (herein collectively referred to as the "Financing Agreement" referred to in I.C. 18-6-4.5), shall be incorporated herein by reference and shall be inserted in the minutes of the Common Council and kept on file by the Clerk.

Section 3. The City of Fort Wayne shall issue its Economic Development First Mortgage Revenue Bonds, Series 1979 (Bradtmiller Project), in the total principal amount of Seven Hundred Thousand Dollars (\$700,000) for the purpose of procuring funds to pay the costs of acquisition, construction and equipping of the economic development facilities as more particularly set out in the Mortgage and Indenture of Trust and Lease Agreement incorporated herein by reference, which bonds will be payable as to principal, premium, if any, and interest from the rent payments made by Paul A. Bradtmiller under the Lease Agreement and from other revenues and income assigned under the Assignment of Sublease or as otherwise provided in the above described Mortgage and Indenture of Trust. The Bonds shall never constitute a general obligation of, an indebtedness of, or a charge against the general credit of the City of Fort Wayne.

Section 4. The Mayor, Clerk, and Controller are authorized and directed to sell such bonds to the purchasers thereof at a rate of interest on the bonds not to exceed 8% per annum and at a price not less than 100% of the principal amount thereof.

Section 5. The Mayor and Clerk are authorized and directed to execute the documents constituting the Financing Agreement approved herein on behalf of the City and any other document which may be necessary or desirable to consummate the transaction, including the bonds authorized herein. The signatures of the Mayor

and Clerk on the bonds may be facsimile signatures. The Clerk is authorized to arrange for delivery of such Bonds to the Trustee named in the Mortgage and Indenture of Trust, payment for which will be made to the Trustee named in the Mortgage and Indenture of Trust and delivered by the Trustee to the purchasers thereof.

Section 6. The provisions of this Ordinance and the Mortgage and Indenture of Trust securing the bonds shall constitute a contract binding between the City of Fort Wayne and the holder of the Economic Development First Mortgage Revenue Bonds, Series 1979 (Bradtmiller Project), and after the issuance of said bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holders so long as any of said bonds or the interest thereon remains unpaid.

Section 7. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-53-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

SUSPENSION OF RULES

BILL NO. S-79-03-33

Councilwoman V. Schmidt, moved to suspend the rules on passage of Bill No. S-79-03-33, at this meeting of 3-27-79, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman Hinga, and duly passed by unanimous vote of all legally elected members of the said Common Council.

The above Bill and S-54-79 Special Ordinance was accordingly placed on its passage.

Date: 3-27-79

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as Special Ordinance No. S-54-79

ATTEST: (SEAL)

Date: 3-27-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-33

SPECIAL ORDINANCE NO. S-54-79

AN ORDINANCE authorizing the issuance and sale of \$4,000,000.00 First Mortgage Revenue Bonds, Series 1979, Perfection Biscuit Company, Lessee of the City of Fort Wayne, Indiana, for the purpose of defraying the cost of acquiring economic development facilities for lease to Perfection Biscuit Company, authorizing the execution of the Lease Agreement, providing for the pledge of revenues for the payment of said bonds, authorizing a mortgage and indenture of trust appropriate for the protection and disposition of such revenues, and authorizing sale of said bonds

WHEREAS, the Fort Wayne Economic Development Commission has developed and filed with the City Plan Commission and the Fort Wayne Community Schools a "Report of Fort Wayne Economic Development Commission Regarding Facilities to be constructed for Perfection Biscuit Company" and the City Clerk has presented the same to the Common Council; and

WHEREAS, it is in the best interest of the City of Fort Wayne and the economic development thereof, that said Report be approved and that the acquisition and construction of the economic development facilities mentioned in said report be implemented; and

WHEREAS, the Fort Wayne Economic Development Commission adopted a resolution approving the financing of said economic development facilities as described in said Report to be financed by the issuance and sale of revenue bonds to the City of Fort Wayne and the lease of said facilities to Perfection Biscuit Company, Lessee, and approving a Lease Agreement, Mortgage and Indenture of Trust, and finding that the proposed financing complies with the purposes and provisions of IC 1971, 18-64.5-1 - 18-6-4.5-29; and

WHEREAS, said Resolution was presented to the City Clerk for presentation to the Common Council of the City of Fort Wayne and was so presented.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The above mentioned Report of the Fort Wayne Economic Development Commission together with the comments thereon by the City Plan Commission and the Fort Wayne Community Schools be accepted and ordered filed.

SECTION 2. That the Common Council of the City of Fort Wayne gives its approval of the project reported on in the above mentioned Report of the Fort Wayne Economic Development Commission.

SECTION 3. The financing of the acquisition and construction of the economic development facilities by the issuance and sale of First Mortgage bonds of the City of Fort Wayne, as previously approved by the Fort Wayne Economic Development Commission and presented to the Common Council will be of benefit to the health and welfare of the City of Fort Wayne.

SECTION 4. The form of the Loan Agreement and the Mortgage and Indenture of Trust approved by the Fort Wayne Economic Development Commission are hereby approved and such documents collectively shall be considered the "Financing Agreements" referred to in IC 1971, 18-6-4.5-1 - 18-6-4.5-29. Such documents shall be incorporated herein by reference and shall be inserted in the minutes of the Common Council and kept on file by the City Clerk.

SECTION 5. The City of Fort Wayne shall issue its Economic Development First Mortgage Revenue Bonds (Perfection Biscuit Company Project) in the total principal amount of \$4,000,000.00 for the purpose of providing funds to Perfection Biscuit Company to acquire and construct the project (all as more particularly set out in the Loan Agreement and Mortgage and Indenture of Trust) which bonds will be payable as to principal, premium, if any, and interest primarily from payments by Perfection Biscuit Company pursuant to the provisions of the financing agreement and other sources as provided in the Loan Agreement or as otherwise provided in the above described Indenture of Trust. The Bond and the interest thereon shall never constitute a charge against the general credit or taxing power of the City.

SECTION 6. The City Clerk is authorized and directed to negotiate the sale of such bonds at a rate of interest not to exceed 8 1/1% per annum and at a price of 100% of the principal amount of such bonds. In such negotiations the City Clerk may consult with the Mayor, City Attorney, and officers or representatives of the company to assist in the sale of such bonds.

SECTION 7. The Mayor and City Clerk are authorized and directed to execute the documents approved herein on behalf of the City of Fort Wayne and any other documents which may be necessary or desirable to complete the transaction including the bond authorized herein. The signatures of the Mayor and City Clerk on the bond and coupons may be facsimile signatures. The City Clerk of the City of Fort Wayne is authorized to deliver such bonds to the Trustee named on the Mortgage and Indenture of Trust for delivery to the purchasers therefor, payment for which shall be made to the Trustees named in the Mortgage and Indenture of Trust.

SECTION 8. The provisions of this Ordinance and the Mortgage and Indenture of Trust securing such bonds shall constitute a contract binding between

this Ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holders so long as any of said bonds or the interest thereon remain unpaid.

SECTION 9. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-54-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-02-20

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving an installment purchase agreement with Xerox Corporation have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance BE WITHDRAWN

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. R-79-03-35

RESOLUTION NO. R-14-79

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$8,000,000.00 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the applicant to proceed with the acquisition, construction and equipping of the Project.

WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities either directly or by loan to a company and said facilities to be either directly owned by a company or lease to a company or sold to a company; and

WHEREAS, Covington Plaza Center, Inc. (the "Applicant") has advised the Fort Wayne Economic Development Commission and the Issuer that it proposes that the Issuer acquire, construct and equip an economic development facility and sell or lease the same to the Applicant or that the Issuer loan the proceeds of such a financing to the Applicant for such purposes said economic development facility to be a 115,438 square foot shopping center, including the

real estate on which it is located and to be located at U.S. 24 and Covington Road, Fort Wayne, Indiana, on an approximate 24 acre tract of land (the "Project"); and

WHEREAS, the diversification of economic development and increase in 635 job opportunities to be achieved by the acquisition, construction and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Fort Wayne Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and construction of the facility will not have an adverse competitive effect on any similar facility already constructed or operating in or about Fort Wayne, Indiana;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of Fort Wayne:

1. The Common Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Fort Wayne, Indiana, and in Allen County, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer; and that it is in the public interest that Fort Wayne Economic Development Commission and said Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

2. The Common Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds in an amount not to exceed \$8,000,000.00 of the Issuer under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such a financing to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

3. In order to induce the Applicant to proceed with the acquisition, construction and equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

4. All costs of the Project incurred after the passage of this inducement resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter either sell or lease the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purposes.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-14-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

RESOLUTION NO. R-79-03-34

RESOLUTION NO. R-15-79

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$7,989,000 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the applicant to proceed with the acquisition, construction and equipping of the Project

WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is authorized by I.C. 18-6-4.5 (the "Act") to Issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities either directly or by loan to a company and said facilities to be either directly owned by a company or leased to a company or sold to a company; and

WHEREAS, Rogate Industries, Inc. (the "Applicant") has advised the Fort Wayne Economic Development Commission and the Issuer that it proposes that the Issuer acquire, construct and equip an economic development facility and sell or lease the same to the Applicant or that the Issuer loan the proceeds of such a financing to the Applicant for such purposes said economic development facility to be a 149,000 square foot factory building, including the real estate located in Baer Field Industrial Park, Fort Wayne, Indiana on an approximate 12 acre tract of land ("the Project"); and

WHEREAS, the Hoover Universal, Inc., a corporation, will guarantee all bond payments, if necessary; and

WHEREAS, the diversification of economic development and increase in 108 job opportunities to be achieved by the acquisition, construction and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Fort Wayne Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and construction of the facility will not have an adverse competitive effect on any similar facility already constructed or operating in or about Fort Wayne, Indiana;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of Fort Wayne:

1. The Common Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Fort Wayne, Indiana, and in Allen County, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer; and that it is in the public interest that Fort Wayne Economic Development Commission and said Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

2. The Common Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds in an amount not to exceed \$7,989,000.00 of the Issuer under the Act for the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such a financing to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

3. In order to induce the Applicant to proceed with the acquisition, construction and equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

4. All costs of the Project incurred after the passage of this inducement resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter either sell or lease the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purposes.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: One

Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-15-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. G-78-06-33

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain street have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 3-27-79	Charles W. Westerman
	City Clerk

BILL NO. G-78-06-33

GENERAL ORDINANCE NO. G-07-79

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of
a certain street

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street, to wit:

"That portion of Glenn Avenue extending from the East right-of-way of Eleanor Avenue East to the West right-of-way to the North-South Alley (approximately 145 feet).

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by Nuckols, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-07-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. G-79-01-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain street have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. G-79-01-10

GENERAL ORDINANCE NO. G-08-79

AN ORDINANCE amending General
Ordinance No. G-97 by authorizing
the vacation of a certain street

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street, to wit:

"That portion of Rathert Lane, an east-west street, approximately twenty-five (25) feet in width, running approximately 171.13' feet along and adjacent to the northern property line of Lot 4, Fernhill Place Amended Addition to the City of Fort Wayne, Indiana;"

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be effective upon passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: One

Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-08-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City ClerkJames S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. G-79-01-25

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain street have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 3-27-79

Charles W. Westerman
City Clerk

BILL NO. G-79-01-25

GENERAL ORDINANCE NO. G-09-79

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of
a certain street

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street, to wit:

"Commencing at the most westerly corner of Lot #1 C.L. Centlivre Brewing Co. Addition; thence south $42^{\circ} 09'$ east a distance of 81.37 feet; thence south $6^{\circ} 29'$ west a distance of 273.6 feet; thence south $9^{\circ} 16'$ east 32.2 feet; thence south $80^{\circ} 44'$ west a distance of 11.25 feet; thence north $19^{\circ} 18'$ west a distance of 181.35 feet; thence north $6^{\circ} 29'$ west a distance of 113.40 feet; thence north $42^{\circ} 09'$ west a distance of 56.52 feet; thence north $15^{\circ} 58'$ west a distance of 2.90 feet; thence north $19^{\circ} 00'$ east a distance of 55.57 feet; thence south $42^{\circ} 09'$ east a distance of 20.55 feet to the point of beginning.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be effective upon passage approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-09-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-09-11

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. HH-2 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. Z-76-09-11

ZONING MAP ORDINANCE NO. Z-LOST

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. HH-2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B4 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. HH-2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots #232 thru #239 Country Club Terrace, Section
A, generally located on the North side of Covington
Road, east of Sheffield Drive and west of South
Bend Drive.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt and duly adopted, placed on its passage. LOST by the following vote:

Ayes: None

Nays: Seven

Burns, Hinga, Hunter, Nuckols, V. Schmidt, Stier, Talarico

Abstained: One

D. Schmidt

Absent: One

Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

BILL NO. Z-79-02-34

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. M-30 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance BE WITHDRAWN

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-11

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance amending certain sections of Chapter 24 "Sewer and Sewerage Systems" of the Code of the City of Fort Wayne, Indiana of 1974 to allow for water consumption for sprinkling for a three-month summer period have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Donald J. Schmidt
James S. Stier

Concurred in 3-27-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-11

SPECIAL ORDINANCE NO. S-55-79

AN ORDINANCE amending certain sections of Chapter 24 "Sewer and Sewerage Systems" of the Code of the City of Fort Wayne, Indiana of 1974 to allow for water consumption for sprinkling for a three-month summer period

WHEREAS, it is necessary to amend Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1974, "Sewer and Sewerage Systems", to allow for water consumption for sprinkling for a three-month summer period, for residential water customers only, this usage to be exempted in computing sewer charges.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Chapter 24, Article VI "Service Charges Based on Water Usage", Item 603 is amended to be and read as follows:

603. Exempt Water - General Where a significant portion of the metered water does not and cannot enter the sewerage system, either directly or indirectly, the person having charge of the property may request permission from the City to install at his own expense either an approved meter or meters to determine the quantity of water that cannot enter the sewerage system or an approved sewage-measuring device or devices to determine the volume of sewage that actually enters the sewerage system; when appropriate, the City reserves the right to determine by whatever other means and methods it may find practicable the percentage of the property's metered water that enters the sewerage system. In any case the service charge shall be based on the quantity of water that can or actually does enter the public sewers but in no case shall it be less than the minimum charge for the class of user served.

SECTION 2. That Chapter 24, Article VI "Service Charges Based on Water Usage", is hereby amended by adding thereto the following:

605. Exempt Water Sprinkling. A residential water consumer shall be billed for sewage service beginning with the billing of District 19 around the beginning of July and ending with the billing of District 17 around the beginning of October as

follows: The monthly sewage charge shall be the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the consumer's average monthly consumption during the prior bimonthly meter reading period. This bimonthly period begins with the reading or estimating of District 19 around the middle of March. A new account without a bimonthly meter reading period prior to the exempt water sprinkling period shall be billed the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the minimum sewage rate during the sprinkling period. A water consumer without an actual read at the end of the exempt water sprinkling period shall be allowed a sewer credit based on an average monthly usage as computed from the date of the Utilities' last actual read to the date of the Utilities actual read made after the end of the exempt water sprinkling period.

The provisions of this section shall not apply to any residential water consumers who use any part of their water for any commercial or industrial purpose. In no case, however, shall the sewage charge be less than the minimum for the water meter size installed.

SECTION 3. That this Ordinance shall be in full force and effect upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Five
Burns, Hinga, D. Schmidt, Stier, Talarico
Nays: Three
Hunter, Nuckols, V. Schmidt
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-55-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-12

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with Bercot, Inc., for Sewer Improvement Resolution No. 302-78 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-12

SPECIAL ORDINANCE NO. S-56-79

AN ORDINANCE approving a contract with
Bercot, Inc., for Sewer Improvement
Resolution No. 302-78

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That a certain contract, dated January 31, 1979, between the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public Works, and Bercot, Inc., for:

Sewer Improvement Resolution No. 302-78, for the construction of a sanitary sewer to serve the Kruge Place Addition area,

for a total cost of \$193,006.00, which will be paid by Water Pollution Control Utility with reimbursement by property owners at time of tap-in, all as more particularly set forth in said contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein and made a part hereof, be and the same is in all things hereby ratified, confirmed and approved.

SECTION 2 . That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Mo ses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-56-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-13

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with T & G Excavating, Inc. for Sewer Improvement Resolution No. 876-78 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-13

SPECIAL ORDINANCE NO. S-57-79

AN ORDINANCE approving a contract with
T & G Excavating, Inc. for Sewer Improvement
Resolution No. 876-78

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated January 30, 1979, between

the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public Works, and T & T Excavating, Inc., for:

Sewer Improvement Resolution No. 876-78, for the construction of a sanitary sewer to serve the McKinley-Connett-Edwards area,

for a total cost of \$198,979.20, which will be paid under Barrett Law, all as more particularly set forth in said contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein and made a part hereof, be and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-57-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-14

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0893 with Glenbrook Dodge, Inc. for a vehicle for the Technical Services Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-14

SPECIAL ORDINANCE NO. S-58-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0893 with Glenbrook
Dodge, Inc. for a vehicle for the
Technical Services Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0893, dated February 20, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Glenbrook Dodge, Inc., for:

One 1979 Dodge Ramcharger Two Door, Four Wheel Drive
Vehicle for the Technical Services Department,

at a cost of \$7,834.69, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight

Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: One

Moses

Date: 3-27-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-58-79 on the 27th day of March, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour

of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-15

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0886 with DeHaven Chevrolet, Inc. for a truck for the Water Maintenance & Service Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 3-27-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-15

SPECIAL ORDINANCE NO. S-59-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0886 with DeHaven
Chevrolet, Inc. for a truck for the
Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0886. dated February 15, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and DeHaven Chevrolet, Inc. for:

One 1979 Chevrolet Van Truck for the Water Maintenance
& Service Department,

at a cost of \$10,460.92, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight
Burns, Hinga, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico
Nays: None
Absent: One
Moses

Date: 3-27-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-59-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 29th day of March, 1979, at the hour of 3:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 27th day of March, 1979 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 29th day of March, 1979.

Charles W. Westerman
City Clerk

Minutes approved and signed in open council this 24th day of April, 1979.

ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

PROCEEDINGS OF THE COMMON COUNCIL
IN SPECIAL SESSION
SATURDAY, MARCH 31, 1979

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Saturday morning March 31, 1979, in Special Session. President Winfield C. Moses, Jr. in the chair, and Charles W. Westerman Clerk, at the desk, present the following members eight viz:

Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, Stier,
Talarico

Absent: One
V. Schmidt

COMMUNICATION FROM WINFIELD C. MOSES, JR.,
COMMON COUNCIL PRESIDENT

Mr. Charles W. Westerman
City Clerk of the City of Fort Wayne, Indiana
City-County Building
One North Main Street
Fort Wayne, IN 46802

RE: Ordinance No. S-79-02-19

Dear Mr. Clerk:

Please prepare and issue notice to all members of the Common Council of the City of Fort Wayne, Indiana advising them as to a special meeting of the Common Council of the City of Fort Wayne, Indiana to be held on March 31, 1979, at 10:00 o'clock EST. in the Common Council Chambers of the City of Fort Wayne,

for the purpose of consideration of the final passage of said above numbered Ordinance.

Winfield C. Moses, Jr.
President of the Common Council
of the City of Fort Wayne, Indiana

Made a matter of record 3-13-79

Charles W. Westerman
City Clerk

CALL, CONSENT AND WAIVER OF NOTICE OF A
SPECIAL MEETING OF THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA, TO BE
HELD SATURDAY, MARCH 31, 1979 at 10:00 A.M.
COMMON COUNCIL CHAMBERS ROOM 126

We, the undersigned, being all of the members of the Common Council of the City of Fort Wayne, Indiana do hereby call a special meeting of said Council to be held on Saturday, March 31, 1979 at 10:00 o'clock A.M., E.S.T. and jointly and severally waive notice of the time, place and purpose of said meeting and consent that same be held on the aforesaid date for the purpose of placing before Council Bill No. S-79-02-19 -- AN ORDINANCE fixing the salaries and compensation of the elected City Officials of the City of Fort Wayne, Indiana, for action and passage.

John Nuckols

Vivian G. Schmidt

Samuel J. Talarico

Paul M. Burns

James S. Stier

William T. Hinga

Winfield C. Moses, Jr.

Dated this 6th day of March, 1979

Charles W. Westerman
City Clerk

Made a matter of record 3-13-79

Charles W. Westerman
City Clerk

BILL NO. S-79-02-19 (AS AMENDED)

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance fixing the salaries and compensation of the elected City Officials of the City of Fort Wayne, Indiana have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Amendment:

Mayor	\$32,000
Clerk	\$17,000
Councilmembers	\$ 5,500

William T. Hinga
James S. Stier
John Nuckols
Donald Schmidt

Concurred in 3-31-79 Charles W. Westerman
City Clerk

BILL NO. S-79-02-19 (AS AMENDED)

SPECIAL ORDINANCE NO. S-60-79

AN ORDINANCE fixing the salaries and
compensation of the elected City Officials
of the City of Fort Wayne, Indiana

WHEREAS, Section 48-1233 et seq. Burns Indiana Statutes Annotated, Volume 9, Part 1, Replacement, provides that the Common Council of each city shall, on ordinance duly enacted on or before the first day of April of the year in which elections of city officers are held, fix the annual salaries of all elected city officials; and

WHEREAS, the year 1979 is a year in which elections of city officers are held.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That from and after the first day of January, 1980, the elected officials of the City of Fort Wayne, Indiana, shall receive the following salaries per year in full for all governmental services, payable in bi-weekly installments:

Mayor	\$32,000.00
Each member of the Common Council of the City of Fort Wayne, Indiana	\$ 5,500.00
City Clerk of the City of Fort Wayne, Indiana	\$17,000.00

SECTION 2. This Ordinance shall be published twice in a newspaper printed in the English language and generally circulated in the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the third time in full and on motion by Talarico, seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Five
Burns, Hinga, Moses, Nuckols, Talarico
Nays: Three
Hunter, D. Schmidt, Stier
Absent: One
V. Schmidt

Date: 3-31-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-60-79 on the 31st day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 2nd day of April, 1979, at the hour of 12:30 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 6th day of April, 1979, at the hour of 10:00 o'clock A.M., E.S.T.

Robert E. Armstrong
Mayor

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Special Session, held on Saturday the 31st day of March, 1979 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 6th day of April, 1979.

Charles W. Westerman
City Clerk

Minutes approved and signed in open council this 24th day of April, 1979.

ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, APRIL 10, 1979

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening April 10, 1979, in Regular Session. Vice President James S. Stier, in the chair, and Charles W. Westerman Clerk, at the desk, present the following members seven viz:

Burns, Hunter, Nuckols, D. Schmdit, V. Schmidt, Stier,
Talarico

Absent: Two
Hinga, Moses

The invocation was given by Reverend Stephanie Weiner Assistant - Plymouth Congregational Church.

COMMUNICATION FROM THE MAYOR

March 29, 1979

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, March 29, 1979, I have approved the following ordinances passed by the Common Council at its regular meeting of March 27, 1979.

(Bill No. A-79-03-01)
APPROPRIATION ORDINANCE NO. A-03-79

AN ORDINANCE appropriating funds from General Fund No. 010 to the Unemployment Compensation Account of the 1979 Budget of the City Controller

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

(Bill No. A-79-03-02)

APPROPRIATION ORDINANCE NO. A-04-79

AN ORDINANCE appropriating additional funds from the Aviation General Fund No. 120 to the 1979 Budget of the Board of Aviation Commissioners

(Bill No. A-79-03-03)

APPROPRIATION ORDINANCE NO. A-05-79

AN ORDINANCE appropriating funds from General Fund No. 010 to set up department in General Fund No. 010-123-4111 "Salaries"

(Bill No. A-79-03-04)

APPROPRIATION ORDINANCE NO. A-06-79

AN AN ORDINANCE retaining the budget for the Sanitary Officers Pension Fund in the 1979 budget and appropriating certain funds thereto from General Fund No. 010

(Bill No. S-79-03-05)

SPECIAL ORDINANCE NO. S-50-79

AN ORDINANCE approving an Agreement to Purchase by McMahon Paper Company

(Bill No. S-79-03-06)

SPECIAL ORDINANCE NO. S-51-79

AN ORDINANCE approving a contract between Community Development and Planning and Fort Wayne Metropolitan Human Relations Commission

(Bill No. S-79-03-31)

SPECIAL ORDINANCE NO. S-52-79

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS, SERIES 1979 (PERFECTION BISCUIT COMPANY PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. S-79-03-33)

SPECIAL ORDINANCE NO. S-54-79

AN ORDINANCE authorizing the issuance and sale of \$4,000,000.00 First Mortgage Revenue Bonds, Series 1979, Perfection Biscuit Company, Lessee of the City of Fort Wayne, Indiana, for the purpose of defraying the cost of acquiring economic development facilities for lease to Perfection Biscuit Company, authorizing the execution of the Lease Agreement, providing for the pledge of revenues for the payment of said bonds, authorizing a mortgage and indenture of trust appropriate for the protection and disposition of such revenues; and authorizing the sale of said bonds

(Bill No. R-79-03-35)
RESOLUTION NO. R-14-79

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$8,000,000.00 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the applicant to proceed with the acquisition, construction and equipping of the Project

(Bill No. R-79-03-34)
RESOLUTION NO. R-15-79

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$7,989,000 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the applicant to proceed with the acquisition, construction and equipping of the Project

(Bill No. G-78-06-33)
GENERAL ORDINANCE NO. G-07-79

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

(Bill No. G-79-01-10)
GENERAL ORDINANCE NO. G-08-79

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

(Bill No. G-79-01-25)
GENERAL ORDINANCE NO. G-09-79

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

(Bill No. S-79-03-11)
SPECIAL ORDINANCE NO. S-55-79

AN ORDINANCE amending certain sections of Chapter 24 "Sewer and Sewerage Systems" of the Code of the City of Fort Wayne, Indiana of 1974 to allow for water consumption for sprinkling for a three month summer period

(Bill No. S-79-03-12)
SPECIAL ORDINANCE NO. S-56-79

AN ORDINANCE approving a contract with Bercot, Inc. for Sewer Improvement Resolution No. 302-78

(Bill No. S-79-03-13)
SPECIAL ORDINANCE NO. S-57-79

AN ORDINANCE approving a contract with T & G Excavating, Inc. for Sewer Improvement Resolution No. 876-78

(Bill No. S-79-03-14)
SPECIAL ORDINANCE NO. S-58-79

AN ORDINANCE approving City Utilities Purchase Order No. 0893 with Glenbrook Dodge, Inc. for a vehicle for the Technical Services Department

(Bill No. S-79-03-15)
SPECIAL ORDINANCE NO. S-59-79

AN ORDINANCE approving City Utilities Purchase Order No. 0886 with DeHaven Chevrolet, Inc. for a truck for the Water Maintenance & Service Department

(Bill No. S-79-03-32)
SPECIAL ORDINANCE NO. S-53-79

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS, 1979 (BRADTMILLER PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

Respectfully yours,

Robert E. Armstrong
Mayor

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

April 6, 1979

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, April 6, 1979, I have approved the following ordinance passed by the Common Council at its special meeting of March 31, 1979.

(Bill No. S-79-02-19)

(as amended)

SPECIAL ORDINANCE NO. S-60-79

AN ORDINANCE fixing the salaries and compensation of the elected City Officials of the City of Fort Wayne, Indiana

Respectfully yours,

Robert E. Armstrong
Mayor

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

April 6, 1979

Mr. Samuel Talarico
1923 East State Street
Fort Wayne, Indiana

Dear Sam:

The Traffic Engineering Department has assured me that the installation of a traffic signal at the intersection of Sherman and High can be substantiated by one or more conditions found in the Manual on Uniform Traffic Control Devices. The approximate cost to be \$35,000 plus \$10,000 to \$12,000 to interconnect this signal with the existing Spring-Sherman signal.

The application was prepared and forwarded to Indianapolis. Mr. Briggs, City Engineer, has been in contact with Indianapolis and is assured that the application will be approved. As soon as he receives word that it has been approved, I will contact you.

Sincerely,

Robert E. Armstrong
Mayor

REA/vrr

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

27 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-79-02-08

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

28 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-08
2. From R3 to M1
3. Intended Use: Truck Storage for RKO Bottlers
4. Plan Commission Recommendation: DO PASS

This Ordinance received a DO PASS recommendation for the following reason:

- a. This request is a logical request in light of the present use of the property and surrounding properties.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 13, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-08, and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas G. Adams
Secretary

Certified and signed this
28th day of March 1979

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

27 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-79-02-35

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
27th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

March 27 1979
Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-35
2. From R2 to R1
3. Intended Use: Single Family Residential
4. Plan Commission Recommendation: DO PASS

This ordinance rezoning request was previously submitted and passed as Bill No. Z-78-11-57. The legal description submitted to Council under this bill number was incorrect and this new ordinance is being resubmitted to correct the scrivener's error in the first petition.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 27, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-35, and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on

such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas G. Adams
Secretary

Certified and signed this
27th day of March 1979

COMMUNITY DEVELOPMENT AND PLANNING

COMMUNICATION FROM CITY PLAN COMMISSION

28 March 1979

The Common Council of the
City of Fort Wayne
City-Country Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-79-02-33

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

March 28, 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 19, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-33
2. From R1 to M1
3. Intended Use: Warehouse
4. Plan Commission Recommendation: DO NOT PASS

This ordinance was given a DO NOT PASS recommendation for the following reason:

- a. The Commission feels that they should discourage additional industrial encroachment into this residential neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

28 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-79-02-09

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

28 march 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-09
2. From RA to R3
3. Intended Use: Office Space
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

- a. It is our opinion that this request would erode the adjacent residential neighborhood.
- b. There is adequate commercial zoning in the immediate area that would accommodate this proposed use.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 13, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

28 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-79-02-07

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

28 March 1979

Members of the Common Council
City-County Building

One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-07
2. From R2 to R3
3. Intended Use: Quadraplex Housing
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This request is not consistent with the existing zoning or land uses in the block where the property is located.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 13, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-07; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas G. Adams
Secretary

Certified and signed this
28th day of March 1979

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

28 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is

designated as:

BILL NO. Z-79-02-05

Respectfully submitted ,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

28 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment :

1. Bill No. Z-79-02-05

This ordinance was requested to be WITHDRAWN by written request of the petition. Letter of withdrawal is attached.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted ,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

28 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-79-02-32

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
28th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

28 March 1979

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-32
2. From R1 & BiB to M2
3. Intended Use: Retail Outlet & Light Manufacturing
4. Plan Commission Recommendation: DO PASS with conditions.

This ordinance received a DO PASS recommendation for the following reason and with the following conditions:

- a. The rezoning will permit continued operation of existing business.

CONDITIONS:

- a. Perfect to a B-3-B
- b. Rezone ONLY the East One-Half of Lot #75 and ONLY Lots #11 thru 15. (This will leave Lots 16 thru 30 and the West 1/2 of Lot 75 as a buffer between the residential property and the business.)

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT

AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 27, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-32, and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be PERFECTED TO A B3B and ONLY THE EAST ONE-HALF OF LOT # 75 AND ONLY LOTS #11 THRU 15 and DO PASS for the reasons that a need has been shown for the Land Use plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas G. Adams
Secretary

Certified and signed this
28th day of March 1979

COMMUNITY DEVELOPMENT AND PLANNING
COMMUNICATION FROM CITY PLAN COMMISSION

29 March 1979

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the CITY PLAN COMMISSION on one (1) ordinance concerning the amendment of the FORT WAYNE ZONING ORDINANCE BOOK (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-79-02-04

Respectfully submitted,

CITY PLAN COMMISSION

Thomas Adams
Secretary

Certified and signed this
29th day of March 1979

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

The City of Fort Wayne
Office of City Plan Commission

29 March 1979

Members of the Common Council
City-County Building

One Main Street
Fort Wayne, Indiana 46801

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1979. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-79-02-04
2. From R2 to B1A
3. Intended Use: Professional Offices
4. Plan Commission Recommendation: PERFECT TO AN R-3 and DO PASS

This Ordinance received a DO PASS recommendation for the following reason:

- a. The Commission feels that the best interest of both the YWCA and the surrounding property owners can best be served by perfecting this request from a B1A to an R3 and then having the YWCA apply to the Board of Zoning Appeals for a variance for professional office use.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DEPARTMENT OF COMMUNITY DEVELOPMENT
AND PLANNING
Division of Long Range Planning and Zoning

Gary F. Baeten
Land Use Administrator

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 13, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-02-04 and,

WHEREAS, the required notice of public hearing on such proposed

ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance PERFECTED TO AN R-3 AND DO PASS for the reasons that a need has been shown for the Land Use plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1979.

Thomas G. Adams
Secretary

Certified and signed this
29th day of March 1979

To: Members of the Common Council
From: John Stafford, C.D. & P.
Subject: Wheatridge "I" Annexation

Date: March 27, 1979

The City Plan Commission has recommended to the Council a "Do Pass" for the immediate annexation of Wheatridge "I". Enclosed is the resolution, the original ordinance, and a copy of the study for the annexation of Wheatridge "I".

If you have any questions about this annexation, please feel free to contact this office.

RESOLUTION OF THE CITY PLAN COMMISSION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana referred a proposed annexation for WHEATRIDGE I, BILL NO. X-79-02-41; and,

WHEREAS, the City Plan Commission reviewed such proposed ordinance and fiscal plan on March 26, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that the advantages to the City outweigh the disadvantages, the annexation will be in the best interest of and a benefit to the area involved and of and to the City, the City would continue to realize an active growth from the standpoint that development has already taken place around the City, and the annexation will not be detrimental to and does not conflict with the overall City plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council.

This is to certify that the above resolution was adopted at the meeting of the City Plan Commission held on March 26, 1979.

Thomas Adams
Secretary

Certified and signed this 25th day of March, 1979.

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety
Regulatory Resolution Numbers 20/79/E

For the purpose of enforcement, please make this communication and the attached
Regulatory Resolutions a matter of record and incorporate it into the minutes
of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 20/79/E)

I hereby certify that I did this 29th day of March, 1979 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 20/79/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 20/79/E

(Adopted March 29, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING (TEMPORARY) (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 26, 1979, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 29, 1979, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (TEMPORARY) (EMERGENCY)

Broadway (portions of) --both sides-- from Berry St. to Rudisill Blvd.

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmid:

Attached herewith is an authenticated copy of the Board of Public Safety
Regulatory Resolution Numbers 21/79/E

For the purpose of enforcement, please make this communication and the attached
Regulatory Resolutions a matter of record and incorporate it into the minutes
of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 21/79/E)

I hereby certify that I did this 2nd day of April, 1979 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 21/79/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 21/79/E

(Adopted April 2, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY): 90 MINUTE PARKING 8:00 AM TO 6:00 PM (EMERGENCY): TWO HOUR PARKING 8:00 AM TO 6:00 PM (EMERGENCY): DELETE: NO PARKING (EMERGENCY) AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 29, 1979 , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective April 2, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Woodshire Dr. --stop-- for Northgate Blvd.

90 MINUTE PARKING 8:00 AM to 6:00 PM (EMERGENCY)

Delaware Ave. --both sides-- from Kensington Blvd. to Pemberton Dr.

TWO HOUR PARKING 8:00 AM to 6:00 PM (EMERGENCY)

Berry St. --north side-- from Maiden Lane to 100 ft. east of Ewing St.

DELETENO PARKING (EMERGENCY)

Berry St. --north side-- from Maiden Lane to 100 ft. east of Ewing St.

COMMUNICATION FROM THE CHAIRMAN OF PUBLIC SAFETY

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached herewith is an authenticated copy of the Board of Public Safety
Regulatory Resolution Numbers 22/79/E

For the purpose of enforcement, please make this communication and the attached
Regulatory Resolutions a matter of record and incorporate it into the minutes
of the next Common Council Meeting.

Respectfully submitted,

W. Terry Coonan
Chairman - Board of Public Safety

Made a matter of record 4-10-79

Charles W. Westerman
City Clerk

RETURN CERTIFICATE
(Regulatory Resolution No. 22/79/E)

I hereby certify that I did this 6th day of April, 1979 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 22/79/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Terry Coonan
Chairman, Board of Public Safety

REGULATORY RESOLUTION NO. 22/79/E

(Adopted April 6, 1979)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to Renew & Extend Regulatory Resolution 9/79/E: NO PARKING (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 5, 1979 , submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the Office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective April 6, 1979 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING(EMERGENCY)

No. Clinton St.	--both sides--	from Penn Ave. to Coldwater Rd.
Coldwater Rd.	--both sides--	from Coliseum Blvd. to No. Clinton St.
Edgewood Ave.	--both sides--	from Northrop St. to No. Clinton St.

BILL NO. A-79-04-01

APPROPRIATION ORDINANCE NO. A-

AN ORDINANCE appropriating certain funds
from the Revenue Sharing Trust Account
Fund 134 to various reserve funds

WHEREAS, the City of Fort Wayne is the recipient of certain Federal money through the State and Local Fiscal Assistance Act of 1972; and

WHEREAS, this money has been set aside in a special Revenue Sharing Trust Fund pursuant to said Act; and

WHEREAS, it is now necessary to appropriate said monies from the Revenue Sharing Trust Account.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated from the Revenue Sharing Trust Account to the following various accounts of the 1979 budget of the City of Fort Wayne, to wit:

<u>TITLE</u>		<u>AMOUNT</u>
<u>Communications Department</u>		
Signal Generators	\$ 9,000	
Paging Terminal	12,900	
Shop Test Fixtures	11,800	
Dispatch Clocks	<u>3,700</u>	
		\$ 37,400

Humane Commission

Office Equipment (addition)	\$ 500	
Desk, Chairs, Files (addition)	7,500	
Motor Equipment	10,700	
Animal Care Equipment	<u>9,500</u>	\$ 28,200

Board of Public Works

Motor Equipment	\$ 13,000	
Furniture & Fixtures	900	
Office Equipment	3,500	
Street Resurfacing	800,000	
Repair Dikes & Storms	200,000	
Environmental Clean Up	<u>35,000</u>	\$1,052,400

City Clerk

File & Chairs	\$ <u>1,000</u>	\$ 1,000
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Weights & Measures

Car & Scales	\$ 5,200	\$ 5,200
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Horizons Council

Contractual Economic Development	\$ <u>10,000</u>	\$ 10,000
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Street Department

Street Sweeper	\$ 40,000	
Leaf Removal Unit	<u>16,000</u>	\$ 56,000

Controller's Department

Insurance	\$ <u>174,000</u>	\$ 174,000
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Fire Department

Chairs, Beds, Etc.	\$ <u>3,500</u>	\$ 3,500
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Police Departement

Police Cars (31)	\$ 145,000	
Lights, Sirens, Etc.	5,000	
Crime Laboratory	40,000	
Buy Money/Vice Division	<u>15,000</u>	\$ 205,00

Traffic Engineering Department

File	\$ 250	
Car & Truck	10,000	
Computer Control	900	
Signal Poles	10,000	
Power Panels	1,200	
Signal Controllers	10,000	
Solid State Test Equipment	1,200	
Local Street Box	<u>19,400</u>	\$ 53,139

Park Department

Autos, Trucks, & Mowers	\$ 63,475	
Summer in the City	10,000	
Summer Trees	<u>15,000</u>	\$ 88,475

E.M.S. Department

(2) Ambulances	\$ <u>60,000</u>	\$ 60,000
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Community Development & Planning

Urban Homesteading	\$ 30,000	
Emerg. Rehab. Loans	30,000	
Downtown Semi Mall	200,000	
Incomplete Neighborhood Programs	<u>26,000</u>	\$ 286,000

Personnel

Summer Employment	\$ <u>75,000</u>	\$ 75,000
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GRAND TOTAL 1979 REVENUE SHARING	
RESERVE FUNDS ESTABLISHED	<u>\$ 2,135,314</u>

SECTION 2. That the unexpended and unappropriated balance of the

Revenue Sharing Trust Fund #134 of the City of Fort Wayne is hereby reduced in the amount of \$2,135,314.

SECTION 3. That the City Controller is hereby directed to provide every member of this Council with a copy of his reports to the Secretary of the Treasury as provided in the State and Local Fiscal Assistance Act of 1972.

SECTION 4. That the Mayor of the City of Fort Wayne is hereby requested and charged to personally review and insure that each and every encumbrance and expenditure of this money is in compliance with the intent of this Council as specifically outlined in this Ordinance.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilwoman

Read the first time in full and on motion by V. Schmidt, seconded by Nuckols, and duly adopted, read the second time by title and referred to the Committee on Finance and Public Hearing to be held after due legal notice, at the Council Chambers, , City-County Building, Fort Wayne, Indiana, on Tuesday, the 24th day of April, 1979, at 7:30 o'clock P.M.E.S.T.

Date: 4-10-79

Charles W. Westerman
City Clerk

FILE NO. A-79-04-02

APPROPRIATION ORDINANCE NO. A-

AN ORDINANCE transferring and appropriating additional funds from the Thrid Year CDBG Discretionary Funds for the renovation of the Martin Luther King Center

WHEREAS, heretofore on September 13, 1977, the Common Council of the City of Fort Wayne, Indiana, adopted Ordinance S-184-77 approving the expenditure of \$25,000.00 for the renovation of the Martin Luther King Center: and

WHEREAS, due to a delay in starting the renovation, an additional \$10,000.00 is needed to cover increased construction costs, for which funds exist

in the Third Year CDBG discretionary funds available to be transferred and reappropriated for such purpose, which additional appropriation has been recommended by the City Controller.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby transferred from the Third Year CDBG discretionary funds and appropriated to the renovation of the Martin Luther King Center, the sum of \$10,000.00.

SECTION 2. That the unexpended and unobligated balance of the Third Year CDBG discretionary funds is hereby reduced in the amount of \$10,000.00.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the first time in full and on motion by V. Schmidt, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 24th day of April, 1979, at 7:30 o'clock P.M., E.S.T.

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. S-79-04-03

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving an Agreement to
purchase Real Estate from Thomas
Swihart for Neighborhood Care, Inc.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Agreement to Purchase Real Estate dated March 27, 1979, between the City of Fort Wayne, by and through its Mayor and Neighborhood Care, Inc., and Thomas Swihart, for:

East 22 feet of South 100 feet of Lot 14 Chute
Addition, Fort Wayne, Indiana

for the total cost of \$3,500.00, all as more particularly set forth in said agreement which is on file in the Office of Neighborhood Care, Inc., and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the first time in full and on motion by Talrico, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Finance

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. S-79-04-04

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving an Agreement to
purchase Real Estate from David and
Flo Ann Cain for Neighborhood Care, Inc.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the Agreement to purchase Real Estate dated April 2, 1979, between the City of Fort Wayne, by and through its Mayor and Neighborhood Care, Inc., and David and Flo Ann Cain, for:

Lot 12 Romy's 2nd. Addition, Fort Wayne, Indiana

for the toal cost of \$4,100.00, all as more particularly set forth in said agreement which is on file in the Office of Neighborhood Care, Inc., and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

Read the first time in full and on motion by V. Schmidt, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. S-79-04-05

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving a contract between
International Harvester Company and the City
of Fort Wayne by and through its Department of
Public Safety for Fire protection

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the contract, dated March 26, 1979, between the City of Fort Wayne, by and through its Mayor and Board of Public Safety and International Harvester Company, for fire protection from the Fort Wayne Fire Department on specified grounds outside the city limits, described as follows, to wit:

All buildings and improvements of IHC located in an area bounded by New Haven Avenue on the North; Meyer Road on the East; Penn Central RR Tracks on the South and Coliseum Boulevard on the West (including the buildings facing on Pontiac Street extended, with the exception of the ND Warehouse property (Harback Realty Co.) located on the SE corner of the above area.

SECTION 2. That the cost of International Harvester Company shall be the sum of \$65,937.38, which amount shall be deposited into Fund No. 110 "Fire Fighting Fund" pursuant to Indiana Burns Statutes Annotated Sec. 48-6176.

SECTION 3. That said contract is on file in the Office of the Board of Public Safety and is by reference incorporated herein, and made apart hereof, is

hereby in all things ratified, confirmed and approved.

SECTION 4. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vivian G. Schmidt
Councilwoman

BILL NO. S-79-04-09

SPECIAL ORDINANCE NO. S-

AN ORDINANCE approving City Utilities
Purchase Order No. 0972 with Treaty
Company for equipment for the Water
Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0972, dated March 23, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Treaty Company, for:

Various Ext. Kits for use with Mueller Fire Hydrants
in stock and in use for Water Maintenance & Service
Department,

at a cost of \$2,790.84, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. Z-79-04-07

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. N-19

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated
a B1A District under the terms of Chapter 33, Municipal Code of the City of Fort
Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map
No. N-19, referred to therein, established by Section 33-11, of said Chapter
are hereby changed accordingly, to wit:

Lot No. 42 in Philley's Subdivision Amended to the
City of Fort Wayne, Indiana, commonly known as
900 East Pettit Avenue.

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded
by V. Schmidt, and duly adopted, read the second time by title and referred
to the Committee on Regulations and to the City Plan Commission for recommendation

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. G-79-04-08

GENERAL ORDINANCE NO. G-

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of a
certain road

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain road, having been filed with Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 383, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following road, to wit:

Commencing at the southwest corner of Hatfield Road, where Hatfield Road intersects with Interstate Highway 69 then east to the east boundary line of Hatfield Road then north, a distance of 549.9 feet; then west 50 feet to the west boundary line of Hatfield Road then south to the point of beginning.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for recommendation

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. R-79-04-06

RESOLUTION NO. R-16-79

A RESOLUTION approving Section 8 -
Existing Project by the Housing
Authority of the City of Fort Wayne,
Indiana

WHEREAS, The Housing Authority of the City of Fort Wayne, Indiana, (hereinafter called "Housing Authority"), proposes to operate a project under the Housing Assistance Payments Program of Section 8 Existing Housing of the United States Housing Act of 1973 as amended (hereinafter called "U.S. Housing Act"); and

WHEREAS, pursuant to Indiana's Housing Authorities Act as amended, the Housing Authority may not initiate a project until it is approved by the local governing body which activated the Housing Authority.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That a project, which will be operated by the Housing Authority pursuant to the Housing Assistance Payments Program of Section 8 of the U.S. Housing Act and which will include assistance on behalf of up to approximately fifty eligible elderly persons - fifty (50) units proposed for the elderly, to located within a five-mile radius outside of the City of Fort Wayne, Indiana, Allen County, is hereby approved.

SECTION 2. That this Resolution shall be effective upon passage and approval by the Mayor.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-16-79 on the 10th day of April, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-02-04 (AS AMENDED)

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. L-14 and M-14 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS (AS AMENDED)

John Nuckols
Samuel J. Talarico
Vivian G. Schmdit
James S. Stier
William T. Hinga

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. Z-79-02-04 (AS AMENDED)

ZONING MAP ORDINANCE NO. Z-11-79

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. L-14 and M-14

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-3 District Multiple Family Residential under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbol of the City of Fort Wayne Zoning Map No. L-14 and M-14, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to-wit:

Legal Description of St. Vincent's Villa Property,
Part of the South Half of Section 35, Township
31 North, Range 12 East, Allen County, Indiana
described as follows:

Beginning at an iron pin set at the intersection of the South Line of Jacobs Street and the East Line of Wells Street; thence North 89 degrees, 59 minutes, 50 seconds East along the South Line of Jacobs Street, 491.63 feet to a pin set; thence South 00 degrees, 00 minutes, 10 seconds East, 136.3 feet to a pin set; thence north 89 degrees, 59 minutes, 50 seconds East, 125.83 feet to a pin set; thence North 00 degrees, 00 minutes, 10 seconds West, 136.3 feet to a pin set; thence North 89 degrees, 59 minutes, 50 seconds East along the South Line of Jacobs Street, 458.62 feet to an iron pin set on the West Line of the 100-foot right-of-way of the Fort Wayne & Jackson Railroad Company; thence South 33 degrees, 27 minutes, 29 seconds East along the westerly line of said 100-foot right-of-way of the Fort Wayne & Jackson Railroad Company, 667.37 feet to a point marking the common property line between Superior Metals/Penn Central Railroad and the St. Vincent's Villa; thence South 18 degrees, 52 minutes, 42 seconds West along the said common property line, 335.08 feet to a point; thence South 89 degrees, 55 minutes, 08 seconds West continuing along said common property line, 631.03 feet to a pipe found; thence South 89 degrees, 55 minutes, 08 seconds West along the North Line of Putnam Avenue, 618.84 feet to a pin set; thence North 45 degrees, 00 minutes, 50 seconds West, 18.36 feet to a pin marking the East Line of Wells Street; thence North 00 degrees, 03 minutes, 12 seconds East along the East Line of Wells Street, 299.06 feet to a pin set; thence North 07 degrees, 23 minutes, 05 seconds West continuing along the East Line of Wells Street, 568.10 feet to the Point of Beginning. Containing therein 24.85 acres, more or less, and subject to all legal easements and right-of-ways.

.4-ACRE EXCEPTION

Legal description of 0.4-acre tract, being an

exception of St. Vincent's Villa Property,
part of the South Half of Section 35, Township
31 North, Range 12 East, Allen County, Indiana,
described as follows:

Commencing at an iron pin at the intersection
of the South Line of Jacobs Street and the East
Line of Wells Street; thence North 89 degrees,
59 minutes, 50 seconds East along the South
Line of Jacobs Street, 491.63 feet to a pin set,
marking the Point Of Beginning; thence continuing
North 89 degrees, 59 minutes, 50 seconds East
along the South Line of Jacobs Street, 125.83
feet to a pin set; thence South 00 degrees,
00 minutes, 10 seconds East, 136.3 feet to a pin
set; thence South 89 degrees, 59 minutes, 50
seconds West, 125.83 feet to a pin set; thence
North 00 degrees, 00 minutes, 10 seconds West,
136.3 feet to the Point Of Beginning; containing
therein 0.4 acres, more or less, and subject to
all legal easement and right-of-ways. Said
tract has located on it two residences and a
garage.

SECTION 2. That this Ordinance shall be in full force and effect
from and after its passage, approval by the Mayor and legal publication thereof.

William T. Hinga
Councilman

Read the third time in full and on motion by Nuckols, seconded by
Talarico and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana as Zoning Map Ordinance No. Z-11-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-02-08

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. L-10 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. Z-79-02-08

ZONING MAP ORDINANCE NO. Z-12-79

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. L-10

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated
a M-1 District - Light Industrial under the terms of chapter 22, Municipal Code
of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort
Wayne Zoning Map No. L-10, referred to therein, established by Section 33-11,
of said Chapter are hereby changed accordingly, to wit:

Lots 38, 40, 42 and 44 of the Northside Addition
in Fort Wayne, Indiana

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana as Zoning Map Ordinance No. Z-12-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-02-35

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. L-7 and Repealing Zoning Map Ordinance no. Z-04-79 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance
DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. Z-79-02-35

ZONING MAP ORDINANCE NO. Z-13-79

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. L-7 and Repealing
Zoning Map Ordinance No. Z-04-79

WHEREAS, there appears to be a scrivener's error in the legal description in Zoning Map Ordinance No. Z-04-79 which should be corrected.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Zoning Map Ordinance No. Z-04-79 amending Zoning Map No. L-7 is hereby repealed.

SECTION 2. That the area described as follows is hereby designated a R1 District - One Family Residential, under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. L-7, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Carl J. Weber's Addition - Lots #1 thru 15
 A. Kinnaird's Addition - Lots #1 thru 15
 Zollar's & Mason's Addition - Lots #21 thru 40
 A.D. Bradriff's Addition - Lots #1 thru 45
 Bond & Bradriff's Addition - Lots #31 thru 45

SECTION 3. That this Ordinance shall be effective upon passage approval by the Mayor and legal publication thereof.

John Nuckols
 Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven
 Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico
 Nays: None
 Absent: Two
 Hinga, Moses

Date: 4-10-79 Charles W. Westerman
 City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Zoning Map Ordinance No. Z-13-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
 City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-02-05

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. S-14 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance BE WITHDRAWN

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. Z-79-02-07

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. J-7 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. Z-79-02-07

ZONING MAP ORDINANCE NO. Z-LOST

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. J-7

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated
a R3 District under the terms of Chapter 33, Municipal Code of the City of Fort
Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No.
J-7, referred to therein, established by Section 33-11, of said Chapter are
hereby changed accordingly, to wit:

Lot #15 in Sunny Side Gardens Addition - In
the NW 1/4 Sec. 15 T-30-N-R12E in Wayne Twp.
of Fort Wayne, Indiana (2230 Nuttman Ave.)

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage, approval by the Mayor and legal publication thereof.

. John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by
V. Schmidt and duly adopted, placed on its passage. LOST by the following
vote:

Ayes: One

Burns

Nays: Six

Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

BILL NO. G-78-10-31

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain street have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. G-78-10-31

GENERAL ORDINANCE NO. G-10-79

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of
a certain street

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street, to wit:

"That portion of Rathert Lane, as east-west street, approximately twenty-five (25) feet in width, said portion running from the east property line of

Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana."

ALSO

"That portion of Dusing Avenue, a north-south street, approximately fifty (50) feet in width, said portion running from the south property line of Rathert Lane to a point twenty-five (25) feet north of the south property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana."

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be effective upon passage and approval by the Mayor.

Vivian G. Schmidt
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Talarico and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-10-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-22

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0914 with Asphalt Maintenance, Inc. for pavement restoration for the Water Maintenance & Service Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PAS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-22

SPECIAL ORDINANCE NO. S-61-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0914 with Asphalt
Maintenance, Inc. for pavement restoration
for the Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0914, dated March 5, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Asphalt Maintenance, Inc., for:

restoration of approximately 800 asphalt street cuts made by the Water Maintenance and Service Department in the process of water main work being done, size of the cuts unknown,

all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79 Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-61-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman James S. Stier
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-23

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0935 with Hefner Chevrolet, Inc. and City Utilities Purchase Order No. 0936 with Hoosier Truck Equipment, Inc. for vehicles for the Water Maintenance & Service Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79 Charles W. Westerman
City Clerk

BILL NO. S-79-03-23

SPECIAL ORDINANCE NO. S-62-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0935 with Hefner
Chevrolet, Inc. and City Utilities
Purchase Order No. 0936 with Hoosier
Truck Equipment, Inc. for vehicles for
the Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0935, dated March 13, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Hefner Chevrolet, Inc., for:

One 1979 one ton pick up with bed in amount of \$5,776.00
and two 1979 one ton pick ups, cab and chassis only in
amount of \$10,035.00, for Water Maintenance & Service
Department,

at a total cost of \$15,810.00, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2. That City Utilities Purchase Order No. 0936, dated March 13, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Hoosier Truck Equipment, Inc., for:

Two utility bodies for mounting on the above two pick ups
purchased from Hefner Chevrolet, Inc.,

at a cost of \$3,352.00, all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 3. That this Ordinance shall be effective upon passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-62-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-24

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0931 with Hersey Meter Company for equipment for the Water Maintenance Service Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-24

SPECIAL ORDINANCE NO. S-63-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0931 with Hersey
Meter Company for equipment for the
Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0931, dated
March 13, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Hersey Meter Company,
for:

Water meter supplies and replacement parts for use
by the Water Maintenance & Service Department,

at a cost of \$3,537.90, all as more particularly set forth in said Purchase Order,
which is on file in the Office of the Department of Purchasing and is by reference
incorporated herein and made a part hereof, be and the same is in all things
ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage
and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-63-79 on the 10th day of April, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-25

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with T & F Construction Corporation for Street Light Improvement Resolution NO. 134-78, Victoria Park Addition have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-25

SPECIAL ORDINANCE NO. S-64-79

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 134-78, Victoria Park Addition.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 134-78,
for the installation of ornamental street lighting
in Victoria Park Addition,

for a total cost of \$14,069.80, which will be paid under Barrett Law, all as more
particularly set forth in said contract which is on file in the Office of the Board
of Public Works and is by reference incorporated herein and made a part hereof,
be and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-64-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2: 00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4: 00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-26

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with T & F Construction Corporation for Street Light Improvement Resolution No. 135-78, East Central Phase III & IV Impact Area have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-26

SPECIAL ORDINANCE NO. S-65-79

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 135-78, East Central Phase III & IV
Impact Area.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 135-78,
for the installation of ornamental street lighting
for East Central Phase III & IV Impact Area,

for a total cost of \$25,344.10, which will be paid by Community Development and
Planning funds, all as more particularly set forth in said contract which is on file
in the Office of the Board of Public Works and is by reference incorporated herein
and made a part hereof, be and the same is in all things hereby ratified, con-
firmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect
from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-65-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-27

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with T & F Construction Corporation, for Street Light Improvement Resolution NO. 132-78, Devonshire Drive have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-27

SPECIAL ORDINANCE NO. S-66-79

AN ORDINANCE approving a contract with
T & F Construction Corporation, for
Street Light Improvement Resolution
No. 132-78, Devonshire Drive.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works, and T & F Construction Corporation, for:

Street Light Improvement Resolution No. 132-78, for
the installation of ornamental street lighting on
Devonshire Drive,

for a total cost of \$6,593.60, which will be paid under Barrett Law, all as more
particularly set forth in said contract which is on file in the Office of the Board of
Public Works and is by reference incorporated herein and made a part hereof, be
and the same is in all things hereby ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from
and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-66-79 on the 10th day of April, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-28

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract for Water Contract No. 78-XP-3, between the City of Fort Wayne, Indiana and NORTH Eastern Construction Company for construction of water main have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance
DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79

Charles W. Westerman
City Clerk

BILL NO. S-79-03-28

SPECIAL ORDINANCE NO. S- 67-79

AN ORDINANCE approving a contract for
Water Contract No. 78-XP-3, between
the City of Fort Wayne, Indiana and
North Eastern Construction Company,
for construction of water main

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That a certain contract, dated March 14, 1979, between
the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public
Works and North Eastern Construction Company, for:

construction of a 16" water main along Rothman Road
from Meri-Wood Drive eastward 1000[±] LF, in Tanbark,
Section I,

under Board of Public Works Water Main Contract Agreement No. 78-XP-3, at a
total cost of \$24,117.50, all as more particularly set forth in said contract which
is on file in the Office of the Board of Public Works and is by reference incorporated
herein and made a part hereof, be and the same is in all things hereby ratified,
confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage
and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-67-79 on the 10th day of April, 1979.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-29 (as amended)

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0915 with Siebold-Price Tree & Landscaping Co., Inc. and City Utilities Purchase Order No. 0920 with D & J Lawn Service for sod restoration for the Water Maintenance & Service Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79

Charles W. Westerman
City Clerk

AMENDMENT:

Approve P.O. #0915 only
Delete: P.O. #0920

BILL NO. S-79-03-29 (as amended)

SPECIAL ORDINANCE NO. S-68-79 (as amended)

AN ORDINANCE approving City Utilities
Purchase Order No. 0915 with Siebold-Price
Tree & Landscaping Co., Inc. for restoration for
the Water Maintenance & Service Department

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0915, dated March 5, 1979, between the City of Fort Wayne, by and through the City Utilities Purchasing Agent and the Board of Public Works and Siebold-Price Tree & Landscaping Co., Inc. for:

restoration necessary as result of water hydrant
repair/installation being done by the Water
Maintenance & Service Department, the landscaping
company to do approximately 500 restorations,

all as more particularly set forth in said Purchase Order, which is on file in the Office of the Department of Purchasing and is by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Seven

Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt,
Stier, Talarico

Nays: None

Absent: Two

Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-68-79 (as amended) on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. S-79-03-30

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving City Utilities Purchase Order No. 0948 with Cambridge Memories, Inc. for Computer Memory Equipment in Data Processing Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

Paul M. Burns
Samuel J. Talarico
Vivian G. Schmidt
Donald J. Schmidt
James S. Stier

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. S-79-03-30

SPECIAL ORDINANCE NO. S-69-79

AN ORDINANCE approving City Utilities
Purchase Order No. 0948 with Cambridge
Memories, Inc. for Computer Memory
Equipment in Data Processing Department.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That City Utilities Purchase Order No. 0948, dated
March 16, 1979, between the City of Fort Wayne, by and through the City Utilities
Purchasing Agent and the Board of Public Works and Cambridge Memories, Inc.,
for:

The purchase of add on computer memory (already installed
on lease, stabilized and functioning reliably) in Data
Processing Department,

at a cost of \$26,634.50, all as more particularly set forth in said Purchase Order,
which is on file in the Office of the Department of Purchasing and is by reference
incorporated herein and made a part hereof, be and the same is in all things
ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be effective upon passage and
approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on motion by Burns, seconded by
V. Schmidt and duly adopted, placed on its passage. Passed by the following
vote:

Ayes: Seven
Burns, Hunter, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None
Absent: Two
Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-69-79 on the 10th day of April, 1979.

ATTEST: (SEAL)

Charles W. Westerman	James S. Stier
City Clerk	Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 17th day of April, 1979, at the hour of 4:00 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

BILL NO. Z-79-02-33

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. N-22 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS

John Nuckols
Samuel J. Talarico
James S. Stier

Concurred in 4-10-79	Charles W. Westerman
	City Clerk

BILL NO. Z-79-02-33

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. N-22

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a M-1 District - Light Industrial under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. N-22, referred to therein, established by Section 33-11, of said chapter are hereby changed accordingly, to wit:

Lot number 95 in third Highland Park Addition to the City
of Fort Wayne, Indiana, more commonly known as
511 Constance Avenue, Fort Wayne, Indiana

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico and duly adopted, placed on its passage. LOST by the following vote:

Ayes: Six
Burns, Hunter, Nuckols, D. Schmidt, Stier, Talarico
Nays: One
V. Schmidt
Absent: Two
Hinga, Moses

Date: 4-10-79

Charles W. Westerman
City Clerk

MOTION FOR A RECONSIDERATION VOTE
MADE BY COUNCILMAN JOHN NUCKOLS

REGARDING BILL NO. Z-79-02-33

April 10, 1979

Having voted with the majority and having moved for reconsideration of the above bill at the regular meeting of the Common Council held on April 10, 1979, I hereby give written notice of my intention to ask the Common Council to reconsider said Bill No. Z-79-02-33 at its next regular meeting.

John Nuckols
Councilman 1st District

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 10th day of April, 1979 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 17th day of April, 1979.

Charles W. Westerman
City Clerk

Minutes approved and signed in open council this 24th day of April, 1979.

ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER